

Honolulu, Hawaii

APR 06 2017

RE: S.C.R. No. 126
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.C.R. No. 126, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A TASK FORCE TO EXAMINE AND MAKE RECOMMENDATIONS REGARDING CRIMINAL PRETRIAL PRACTICES AND PROCEDURES TO MAXIMIZE PUBLIC SAFETY, MAXIMIZE COURT APPEARANCES, AND MAXIMIZE PRETRIAL RELEASE OF THE ACCUSED AND PRESUMED INNOCENT,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Request the Judiciary to convene a criminal pretrial task force to examine and make recommendations regarding criminal pretrial practices and procedures to maximize public safety, court appearances, and pretrial release; and
- (2) Request the criminal pretrial task force, with the assistance of the Legislative Reference Bureau, to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the convening of the Regular Session of 2019.

Your Committee received testimony in support of this measure from the Judiciary, Department of Public Safety, and Community



Alliance on Prisons. Your Committee received comments on this measure from the Legislative Reference Bureau.

Your Committee finds that in recent years, a growing number of states and localities have reconsidered criminal pretrial release practices and have undergone reforms to increase public safety, court appearances, and pretrial release. By requesting the Judiciary to convene a criminal pretrial task force, this measure will assist in developing proper pretrial release procedures to allow officials to assess flight and danger risks; provide guidance for the proper supervision for different types or levels of risk; and help the State combat the overcrowding in its correctional facilities.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 126, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


GILBERT S.C. KEITH-AGARAN, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SCR 126 JDI	Committee Referral: PSM, JDL	Date: 4/4/17		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike				✓
KIM, Donna Mercado	✓			
THIELEN, Laura H.	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes