

Honolulu, Hawaii

MAR 02 2018

RE: S.B. No. 2189
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B.
No. 2189, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO VICTIM RIGHTS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Provide that failure of state and county officers and employees to carry out or comply with chapter 801D, Hawaii Revised Statutes, relating to victims' rights, shall provide a basis for disciplinary action, with certain exceptions; and
- (2) Require competent authority to immediately report such disciplinary action to the Legislature.

Your Committee received testimony in support of this measure from Ho'omanapono Political Action Committee; Ho'omana Pono, LLC; and ten individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department and Department of the Prosecuting Attorney, County of Maui. Your Committee received comments on this measure from the Department of Public Safety.

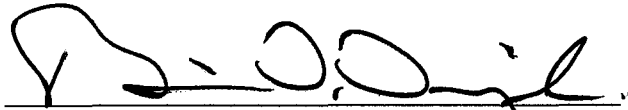
Your Committee finds that, to be meaningful, victims' legal rights must be enforced. In order for sufficient enforcement to



take place, several states have acted by creating offices to receive and investigate reports of violations of victims' rights. Other states have acted by creating laws that permit victims to assert their rights in court or established a victim's bill of rights within their state constitutions. This measure aims to increase enforcement of victims' rights in Hawaii by increasing the accountability of state and county officers and employees.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2189, S.D. 1, and recommends that it pass Third Reading.

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



BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>SB 2189, SDI</i>	<i>LBR, JDC</i>	<i>2/27/2018</i>		
<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
TANIGUCHI, Brian T. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
THIELEN, Laura H.	✓			
TOTAL	<i>5</i>	<i>0</i>	<i>0</i>	<i>0</i>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes