## STAND. COM. REP. NO. 1915

Honolulu, Hawaii , 2019 APR 01 RE: S.B. No. 413 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2019 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 413 entitled:

"A BILL FOR AN ACT RELATING TO TRESPASS,"

begs leave to report as follows:

The purpose of this measure is to streamline the criteria for showing that a prior written warning or request to leave was made for purposes of making a complaint for criminal trespass in the second degree on commercial premises. Specifically, this measure provides that the reasonable warning or request to leave the premises may be evidenced by a copy of the previously issued written warning or request, whether posted at the premises or retained by the county police department.

The Retail Merchants of Hawaii testified in support of this measure. The Office of the Public Defender testified in opposition to this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2081.

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. 413, as amended herein, and recommends that it pass Second Reading



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in the form attached hereto as S.B. No. 413, H.D. 1, and be placed on the calendar for Third Reading.

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

1915

CHRIS LEE, Chair



## State of Hawaii

## House of Representatives The THIRTIETH Legislature

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.: 5B413 Committee Referral: UD Date: 3/18/19					
□ The committee is reconsidering its previous decision on the measure.					
The recommendation is to: <ul> <li>Pass, unamended (as is)</li> <li>Pass, with amendments (HD)</li> <li>Hold</li> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>					
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. LEE, Chris (C)					
2. SAN BUENAVENTURA, Joy A. (VC)					
3. BROWER, Tom					
4 ODEACAN Distant D					
4. CREAGAN, Richard P.					
5. LOWEN, Nicole E.		a an ann a' an ta tao an an <u>ann an ann an an</u>	- Historia (Maria) (Maria) (Maria) - Historia (Maria) (Maria) (Maria) (Maria) - Maria (Maria) (Maria) (Maria) (Maria) (Maria) (Maria) (Maria) (Mari		
6. McKELVEY, Angus L.K.	t t t tillig mit t knows ski t				
				an a	
7. MORIKAWA, Dee					
8. SAY, Calvin K.Y.			<u>a an an Anna a</u>	ng than Inch ang	
9. TAKAYAMA, Gregg			han balan da Yeshingan baratan yang da sa		
10. YAMANE, Ryan I.				$\langle$	
11 THIEFEN Complete				a ta ang ang ang ang ang ang ang ang ang an	
11. THIELEN, Cynthia					
TOTAL (11)	<u> </u>			13	
The recommendation is: Adopted If joint referral, did not support recommendation.					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Da	Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				