STAND. COM. REP. NO.

372

Honolulu, Hawaii

, 2021

FEB 18

RE: H.B. No. 181

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 181 entitled:

"A BILL FOR AN ACT RELATING TO THE DEFINITION OF PROPERTY," begs leave to report as follows:

The purpose of this measure is to amend the definition of "property" as it relates to offenses against property rights under the Penal Code to expressly include intellectual property or property stored in an electronic medium.

Your Committee received testimony in support of this measure from the Department of the Prosecuting Attorney of the City and County of Honolulu. Your Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee notes the concerns raised in testimony before your Committee that the Honolulu Police Department does not have the personnel, investigative expertise, or ability to determine the monetary value associated with intellectual property crimes.

Accordingly, your Committee has amended this measure by:

(1) Removing provisions regarding intellectual property;

- (2) Changing the effective date to January 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 181, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 181, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

NICH IVIN CHANCON Chair

## State of Hawaii House of Representatives The Thirty-first Legislature

HSCR372

## **Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.: HB 181	Committee Referral:	tee Referral: CPC, THA Date: 2/11/2021		21
The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. JOHANSON, Aaron Ling (C)	V			
2. KITAGAWA, Lisa (VC)	<b>✓</b>			
3. AQUINO, Henry J.C.			<u> Richard and Charles and Char</u>	
3. AQUINO, Henry J.C.				
4. HAR, Sharon E.	V			
5. HASHEM, Mark J.	V			
6. KONG, Sam Satoru				
7 MIZUNO John M				
7. MIZUNO, John M.				
8. MORIKAWA, Dee				
9. ONISHI, Richard H.K.	<b>V</b>			
			and the second s	
10. TARNAS, David A.				
11. MATSUMOTO, Lauren				
			-	
		-		
TOTAL (11)		0	0	
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				