STAND. COM. REP. NO.

Honolulu, Hawaii

MAR 04 '. 2021

H.B. No. 181 RE:

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 Judiciary & Hawaiian Affairs, to which was referred H.B. No. 181, H.D. 1, 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 include in the definition of "property", as it relates to offenses against property rights under the Hawaii Penal Code, property stored in an electronic medium and is retrievable in a perceivable form.

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

Your Committee finds that the definition of "property" in the Hawaii Penal Code has not been amended since enactment of the Hawaii Penal Code in 1972. This definition does not properly account for intangible property stored in an electronic format, such as property stored on a computer. Your Committee finds that this measure is necessary to adequately address theft of property stored in an electronic format.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 181, H.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

MARK M. NAKASHIMA, Chair

State of Hawaii House of Representatives The Thirty-first Legislature



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: Co	ommittee Referral:	Date:	2-23-	21
HB 181 HD 1 CPC, JHA 2-23-21 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)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)				
2. MATAYOSHI, Scot Z. (VC)				<u> </u>
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3. ICHIYAMA, Linda				
4. KOBAYASHI, Dale T.		<u> </u>	<u></u>	
5. LoPRESTI, Matthew S.				
6. LOWEN, Nicole E.				
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7. McKELVEY, Angus L.K.				
8. NAKAMURA, Nadine K.			. 네 1년 2월	
9. TAKUMI, Roy M.				
9. TAKUMI, Roy M.				
10. TODD, Chris			et u . e é mine en un semanament a setudid atable.	
11. TOKIOKA, James Kunane			ere e tre die te trans en en de de trans en de de transferie	
12. WARD, Gene				·
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TOTAL (12)	12	Ø	Ø	Ø
The recommendation is: Adopted If joint referral, committee acronym(s) Not Adopted did not support recommendation.				
Vice Chair's or designee's signature:				
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