

STAND. COM. REP. NO.

1722

Honolulu, Hawaii

APR 08 , 2021

RE: S.B. No. 1042
S.D. 1
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 S.B. No. 1042, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COVERED OFFENDER
REGISTRATION,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require persons who remain in Hawaii for more than ten days or for an aggregate period of more than thirty days per year and are subject to registration or community or public notification requirements as covered offenders or sexual offenders in another state or jurisdiction to register as a covered offender in Hawaii, regardless of whether the out-of-state conviction is a covered offense under Hawaii law; and
- (2) Amend the registration requirements for persons who establish or maintain a residence in Hawaii and are subject to registration or community or public notification requirements as covered offenders or sexual offenders in another state or jurisdiction.

2021-2415 SB1042 HD1 HSCR HMSO



Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Public Safety, and Department of the Prosecuting Attorney of the County of Maui.

Your Committee finds that the Hawaii Supreme Court recently ruled that, under existing law, a person who visits Hawaii for more than ten days or for more than thirty days per year does not need to register as a covered offender in Hawaii if the person's out-of-state conviction does not correspond to a covered offense under existing Hawaii law. This measure will better ensure compliance with the purpose and intent of Hawaii's covered offender registration laws.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3021, to encourage further discussion; and
- (2) 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 Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1042, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1042, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

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



MARK M. NAKASHIMA, Chair



