

STAND. COM. REP. NO.

2091

Honolulu, Hawaii

FEB 07 2022

RE: S.B. No. 1048

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 1048 entitled:

"A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER FEES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize the Hawaii Criminal Justice Data Center to establish reasonable and necessary fees for all services the Hawaii Criminal Justice Data Center provides through the administrative rulemaking process; and
- (2) Remove the fee waiver that exempts county agencies from paying fees related to employment background checks.

Your Committee received testimony in support of this measure from the Department of the Attorney General.

Your Committee finds that currently, section 846-10.5(a), Hawaii Revised Statutes, provides set fees for certain services provided by the Criminal Justice Data Center. In 1998, the Legislature amended section 846-10.5(d), Hawaii Revised Statutes, to authorize the Hawaii Criminal Justice Data Center to adopt rules to establish reasonable fees for services provided by the Hawaii Criminal Justice Data Center. This measure would clarify



that the Hawaii Criminal Justice Data Center has the authority to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, to establish reasonable fees for all services it provides. In addition, your Committee finds that the removal of the county fee exemption for employment background checks will increase the annual revenue collected by the Hawaii Criminal Justice Data Center by approximately \$30,000.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

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. 1048, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1048, S.D. 1, and be referred to your Committee on Ways and Means.

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



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KARL RHOADS, Chair



