

Honolulu, Hawaii

APR 28 2022

RE: S.B. No. 3085  
S.D. 2  
H.D. 2  
C.D. 1

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

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 3085, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII CODE OF MILITARY JUSTICE,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Provide a comprehensive law setting forth military judicial procedures, which will apply to all members of the State's military forces while not in federal service; and
- (2) Repeal the existing Hawaii Code of Military Justice.

Your Committee on Conference finds that the existing Hawaii Code of Military Justice fails to provide for effective and



efficient good order and discipline in the state military forces because it lacks the necessary disciplinary options. This measure will address those issues, further develop confidence in an independent military justice system, and bring the military justice process in line with the Uniform Code of Military Justice by repealing the existing Hawaii Code of Military Justice and replacing it with a new chapter that sets forth military judicial procedures, which apply to all members of the State's military forces while not in federal service.

Your Committee on Conference has amended this measure by changing the effective date to January 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 3085, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 3085, S.D. 2, H.D. 2, C.D. 1.

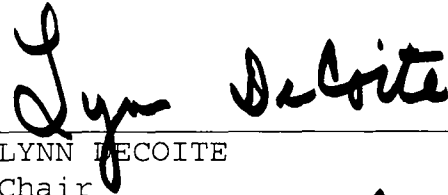
Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

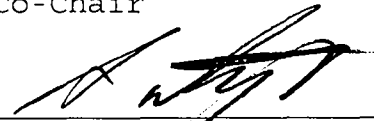
ON THE PART OF THE SENATE



TAKASHI OHNO  
Co-Chair



LYNN DECOITE  
Chair



SCOT Z. MATAYOSHI  
Co-Chair



KARL RHOADS  
Co-Chair



BERTRAND KOBAYASHI  
Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>SB 3085, SD 2, HD 2</b>	Date/Time: <b>4/28/2022 10:54</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

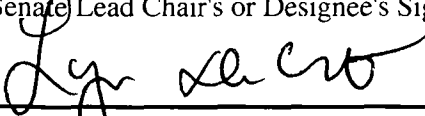
The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
DECOITE, Lynn, Chr.	✓				OHNO, Takashi, Co-Chr.	✓			
RHOADS, Karl, Co-Chr.	✓				MATAYOSHI, Scot Z., Co-Chr.	✓			
FEVELLA, Kurt				✓	KOBAYASHI, Bertrand, Co-Chr.	✓			
					GANADEN, Sonny	✓			
					MORIKAWA, Dee	✓			
					MCDERMOTT, Bob				✓
<b>TOTAL</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>1</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is:  
 Adopted       Not Adopted

House Recommendation is:  
 Adopted       Not Adopted

Senate Lead Chair's or Designee's Signature:  


House Lead Chair's or Designee's Signature:  


Distribution:      **Original**      **Yellow**      **Pink**      **Goldenrod**  
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