

STAND. COM. REP. NO.

907

Honolulu, Hawaii

MAR 24 2011

RE: H.B. No. 1070  
H.D. 2  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred H.B. No. 1070, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE TIMEFRAMES,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the law to establish a specific time frame for an order of post-acquittal conditional release when a defendant is charged with a petty misdemeanor, misdemeanor, or violation in order to more efficiently utilize resources for more serious offenders.

Your Committee received testimony in support of this measure from the Office of the Public Defender and the Hawaii Disability Rights Center. Your Committee received testimony in opposition to this measure from the Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee finds that this measure sets a reasonable time frame in which to monitor a defendant who has already been determined to not be dangerous and ensures that limited resources will not be expended indefinitely on these types of cases when the resources could be better used for more serious felony offenders.

Your Committee has amended this measure by:

- (1) Making the measure effective on July 1, 2011; and

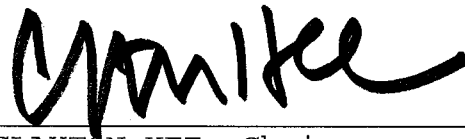
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- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1070, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1070, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

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



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CLAYTON HEE, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>HB 1070, HD2</b>	Committee Referral: <b>JDL, WAM</b>	Date: <b>3/21/11</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile (VC)	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les				✓
SLOM, Sam	✓			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes