

Honolulu, Hawaii

May 1, 2012

RE: H.B. No. 2226
H.D. 2
S.D. 2
C.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2226, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM, "

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 codify the operations of and establish a permanent source of funding for the Statewide Automated Victim Information and Notification System, which provides victims of crime and concerned individuals with current and accurate information on the status of specific offenders and criminal proceedings.



Your Committee on Conference has amended this measure by:

- (1) Amending the definition of "offender" to include all adult offenders in the custody of the Department of Public Safety or the Hawaii Paroling Authority;
- (2) Adding an expenditure ceiling of \$600,000 per fiscal year to the Automated Victim Information and Notification System Special Fund;
- (3) Specifying that no federal funds shall be transferred or deposited into the Automated Victim Information and Notification System Special Fund;
- (4) Specifying that the members of the Automated Victim Information and Notification System Governance Committee:
 - (A) Shall be appointed by the Director of Public Safety from a list submitted by the Governance Committee; provided that the list for appointment of initial members shall be provided by the body currently serving as the Governance Committee under a federal grant establishing the victim notification system;
 - (B) Shall serve no more than two consecutive four-year terms subject to specified conditions for length of term, filling vacancies, and removal or suspension; and
 - (C) Shall be exempt from civil or criminal liability for good-faith actions undertaken within the scope of their official duty and without gross negligence or misconduct;
- (5) Specifying that the operations of the Automated Victim Information and Notification System shall continue to operate under its current funding structure, including certain federal funds, until the Automated Victim Information and Notification System Special Fund contains sufficient moneys to support its operations;
- (6) Specifying an appropriation amount of \$250,000 from the Automated Victim Information and Notification System Special Fund, which shall be made available upon the accumulation of sufficient funds to carry out operations



of the Automated Victim Information and Notification System; and

(7) Inserting an effective date of July 1, 2012.

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 H.B. No. 2226, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2226, H.D. 2, S.D. 2, C.D. 1.

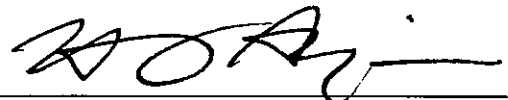
Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

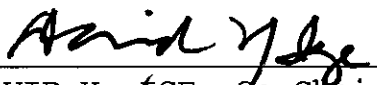
ON THE PART OF THE HOUSE



WILL ESPERO, Chair



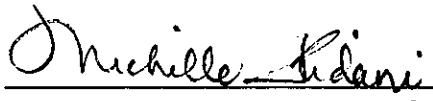
HENRY J.C. AQUINO, Co-Chair



DAVID Y. ISE, Co-Chair



GILBERT KEITH-AGARAN, Co-Chair



MICHELLE KIDANI, Co-Chair



TY CULLEN, Co-Chair



Hawaii State Legislature

COL171-12

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 2226, HD 2, SD 2	Date/Time: 4/30/12 9:55 am
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The recommendation of the House and Senate managers is to pass with amendments (CD).

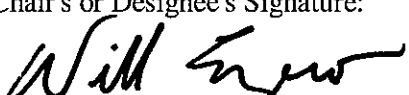
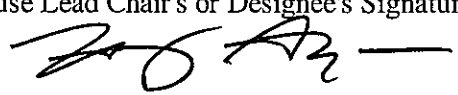
The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
ESPERO, Will, Chr.	✓				AQUINO, Henry J.C., Co-Chr.	✓			
IGE, David Y., Co-Chr. ESPERO				✓	KEITH-AGARAN, Gilbert S.C., Co-Chr.	✓			
KIDANI, Michelle N., Co-Chr.	✓				CULLEN, Ty, Co-Chr.	✓			
RYAN, Pohai	✓				LEE, Marilyn B.	✓			
					FONTAINE, George R.	✓			
TOTAL	3			1	TOTAL	5			

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

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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