

STAND. COM. REP. NO.

2005

Honolulu, Hawaii

JAN 3 1 2012

RE: S.B. No. 2247
S.D. 1

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

Sir:

Your Committee on Public Safety, Government Operations, and
Military Affairs, to which was referred S.B. No. 2247 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

begs leave to report as follows:

The purpose and intent of this measure is to require
communications service providers to provide call location
information upon request by public safety agencies responding to
emergencies.

Your Committee received testimony in support of this measure
from the Department of Human Services, Department of the Attorney
General, Hawaii County Police Department, Honolulu Prosecuting
Attorney, Honolulu Police Department, Oceanic Time Warner Cable,
and four individuals. Testimony in opposition was received from
the Maui Police Department. Comments were received from Hawaiian
Telcom.

Your Committee finds that this measure enables public safety
agencies to determine the source of call location information,
which can be particularly helpful in situations where a quick
determination of the call location may reduce or eliminate the
risk of death or serious bodily injury. One instance in which a
timely call location determination would have been helpful was the
case of Kelsey Smith, who was reported missing on June 2, 2007,
and whose body was recovered four days later. In that case,
Kelsey could have been found in time if her cell phone signal had
been used to locate her sooner; however, the information was not



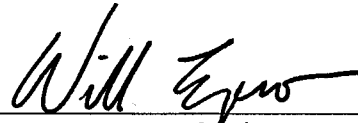
provided to investigators until a few days after Kelsey was reported missing. In the wake of this incident, several states have passed legislation similar to this measure.

Your Committee has amended this measure by:

- (1) Substituting references to "communications service provider" with "commercial mobile radio service provider";
- (2) Substituting the reference to "serious physical harm" with "serious bodily injury"; and
- (3) Adding public safety answering points to the limitation of liability provision.

As affirmed by the record of votes of the members of your Committee on Public Safety, Government Operations, and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2247, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2247, S.D. 1, and be referred to the Committee on Commerce and Consumer Protection.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Government Operations, and
Military Affairs,



WILL ESPERO, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Government Operations, and
Military Affairs
PGM

Bill / Resolution No.:* SB 2247	Committee Referral: PGM, CPN	Date: 1-26-12		
<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
ESPERO, Will (C)	✓			
KIDANI, Michelle N. (VC)	✓			
BAKER, Rosalyn H.	✓			
RYAN, Pohai	✓			
SLOM, Sam	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align: right; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes