

Honolulu, Hawaii

APR 25 2013

RE: S.B. No. 192
H.D. 1
C.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 192, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PROSTITUTION,"

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 discourage the demand for prostitution in Hawaii through stronger deterrents. Specifically, this measure:

- (1) Establishes an offense of solicitation of a minor for prostitution as a class C felony for offenders eighteen years of age or older;
- (2) Adds the offenses of promoting prostitution, solicitation of a minor for prostitution, habitual solicitation of prostitution, and solicitation of prostitution near schools and public parks under the State's forfeiture laws;



- (3) Amends the definition of "sexual offense" under the sexual offender registry laws to include solicitation of a minor who is less than eighteen years of age for prostitution; and
- (4) Clarifies that the offense of solicitation of a minor for prostitution is a tier one offense under the sex offender registry laws.

Your Committee on Conference finds that this measure strengthens the laws and penalties for crimes that exploit children subjected to prostitution. Furthermore, by amending the State's forfeiture and sexual offender registry laws, this measure discourages individuals from engaging in solicitation of prostitution.

Your Committee on Conference has amended this measure by:

- (1) Adding language from this measure, as introduced, that:
 - (A) Establishes mandatory fines for a person convicted of the offense of solicitation of a minor for prostitution;
 - (B) Increases the statute of limitations to bring a cause of action for coercion into prostitution from two to six years; and
 - (C) Clarifies the minimum and maximum fine for a person convicted of committing the offense of prostitution; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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. 192, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 192, H.D. 1, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE



KARL RHOADS, Chair

ON THE PART OF THE SENATE



CLAYTON HEE, Chair



MAILE S.L. SHIMABUKURO, Co-Chair



Hawaii State Legislature

CLR 64

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 192, HD 1	Date/Time: <i>4/24/13, 1:14 pm</i>
--	---------------------------------------

The recommendation of the House and Senate managers is to pass with amendments (CD).

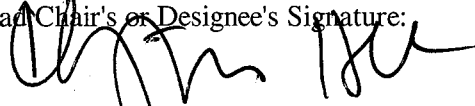
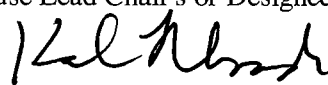
The Committee is reconsidering its previous decision.

<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.
---	---

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
HEE, Clayton, Chr.	✓				RHOADS, Karl, Chr.	✓			
SHIMABUKURO, Maile S.L., Co-Chr.	✓				BROWER, Tom				✓
SLOM, Sam				✓	KAWAKAMI, Derek S.K.	✓			
					THIELEN, Cynthia	✓			
TOTAL	<i>2</i>			<i>1</i>	TOTAL	<i>3</i>			<i>1</i>

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
---	--

Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
---	---

Distribution: **Original** **Yellow** **Pink** **Goldenrod**
File with Conference Committee Report *House Clerk's Office* *Senate Clerk's Office* *Drafting Agency*