

Honolulu, Hawaii

APR 24 2014

RE: S.B. No. 60
S.D. 1
H.D. 1
C.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
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. 60, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES,"

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 afford victims and surviving immediate family members the right to participate in restorative justice processes, if no criminal charges are brought against a person or entity, for the harm suffered by the victim.

Your Committee on Conference finds that research has shown that restorative justice interventions are more effective at reducing repeat crime and recidivism than existing mainstream justice systems. This measure better incorporates the concept of restorative justice into the justice system by requiring notification to victims of crimes and surviving immediate family members regarding their right to participate in the restorative



justice process under the basic bill of rights for victims and witnesses under section 801D-4, Hawaii Revised Statutes.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have required notification of the right to participate in restorative justice processes only if the wrongful act that harmed the victim does not result in criminal charges being brought against a person or entity;
- (2) Changing the effective date from July 1, 2050, to upon approval; and
- (3) 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. 60, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 60, S.D. 1, H.D. 1, C.D. 1.

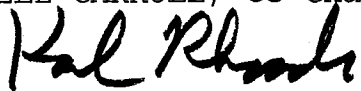
Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



MELE CARROLL, Co-Chair



KARL RHOADS, Co-Chair



CLAYTON HEE, Chair



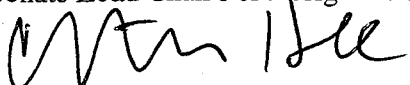

MAILE S.L. SHIMABUKURO, Co-Chair



Hawaii State Legislature

CCR 53-14

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 60, SD 1, HD 1					Date/Time: <i>4/22/14, 1:48 pm</i>							
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).												
<input type="checkbox"/> 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.		✓				CARROLL, Mele, Co-Chr.		✓				
SHIMABUKURO, Maile S.L., Co-Chr.		✓				RHOADS, Karl, Co-Chr.		✓				
SLOM, Sam					✓	HAR, Sharon E.					✓	
						OSHIRO, Marcus R.*					✓	
						FUKUMOTO, Beth		✓				
TOTAL		2			1	TOTAL		3			2	
A = Aye		WR = Aye with Reservations			N = Nay			E = Excused				
Senate Recommendation is:						House Recommendation is:						
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted				<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	