

Honolulu, Hawaii
February 28, 2014

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

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 60, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to increase the rights granted to victims and surviving immediate family members of crime by, upon written request:

- (1) Affording them 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, which would allow the victim and any accompanying loved ones to discuss and address how they were affected and how to repair the harm; and
- (2) Requiring the police or prosecutor to inform the victim or immediate surviving family members of this right.

The Community Alliance on Prisons and one concerned individual testified in support of this measure. The Department of the Prosecuting Attorney of the County of Maui and Office of the Prosecuting Attorney for the County of Kauai testified in opposition to this bill.



Your Committee has amended this measure by:

- (1) Clarifying that the right to participate in restorative justice processes applies to the victim's surviving immediate family members in addition to the victim; and
- (2) Making further technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 60, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 60, S.D. 1, H.D. 1.

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



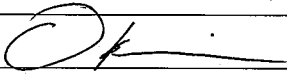
KARL RHOADS, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

HSCR 784-16

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: SB 60 SPI	Committee Referral: HUS, JUD	Date: 01/23/14		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	/			
2. HAR, Sharon E. (VC)	/			/
3. BELATTI, Della Au	/			
4. BROWER, Tom	/			
5. CREAGAN, Richard	/			OK
6. ITO, Ken	/			/
7. KAWAKAMI, Derek S.K.	/			
8. LEE, Chris	/			
9. NAKASHIMA, Mark M.	/			
10. TSUJI, Clift	/			
11. WOOLEY, Jessica	/			
12. MCDERMOTT, Bob	/			
13. THIELEN, Cynthia	/			
TOTAL (13)	11			2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				