

HOUSE OF REPRESENTATIVES  
THE TWENTY-NINTH LEGISLATURE  
REGULAR SESSION OF 2018

RECEIVED

2018 JAN 30 P 1:44

COMMITTEE ON JUDICIARY

Rep. Scott Y. Nishimoto, Chair  
Rep. Joy A. San Buenaventura, Vice Chair

SERGEANT-AT-ARMS  
HOUSE OF  
REPRESENTATIVES

Rep. Tom Brower      Rep. Gregg Takayama  
Rep. Chris Lee        Rep. Bob McDermott  
Rep. Dee Morikawa    Rep. Cynthia Thielen

NOTICE OF HEARING

DATE:      Thursday, February 1, 2018  
TIME:      2 p.m.  
PLACE:     Conference Room 325  
            State Capitol  
            415 South Beretania Street

A G E N D A

HB 1847  
Status

RELATING TO LIMITATION OF ACTIONS FOR SEXUAL      JUD  
ASSAULT.  
Extends the period during which a victim of child sexual abuse may  
bring an otherwise time-barred civil action against the victim's abuser  
or an entity with a duty of care.

HB 2129  
Status

RELATING TO DOMESTIC VIOLENCE.      JUD, FIN  
Amends the offense of abuse of family or household members to  
provide for felony, misdemeanor, and petty misdemeanor penalties.  
Expands the family court's jurisdiction over certain enumerated  
offenses committed against family or household members. Repeals the  
prohibition on deferred acceptance of guilty or no contest pleas in  
cases involving abuse of family or household members. Requires that  
no-contact and stay-away orders issued during the pendency of a  
criminal case or as a condition of probation be enforced regardless of  
whether the defendant signed a written acknowledgment of the order,  
provided that the defendant was informed on the record of the terms  
and conditions of the order in open court. Requires that no-contact and  
stay-away orders issued during the pendency of trial cases involving  
abuse of family or household members or certain enumerated offenses  
be automatically converted after the defendant's conviction to a new  
protective order that shall remain in effect for a fixed reasonable period  
as the court deems appropriate, unless the victim or witness requests  
otherwise.

HB 2133  
Status

RELATING TO POLICE DEPARTMENTS.      JUD  
Clarifies that citizen complaints against a police officer alleging acts of  
domestic abuse against a family or household member on the part of  
the police officer shall not be required to be filed as a notarized or  
sworn written statement.



|                                 |   |          |
|---------------------------------|---|----------|
| <u>HB 2134</u><br><u>Status</u> | RELATING TO VIOLATION OF PRIVACY.<br>Establishes threatening to violate privacy as a misdemeanor offense. Expands the offense of violation of privacy in the first degree to specifically include disclosure of revenge pornography. Establishes violation of privacy of a minor, including disclosure of revenge pornography, as a felony offense. Requires that recordings that violate privacy be sealed by the court and be made confidential.                | JUD      |
| <u>HB 2138</u><br><u>Status</u> | RELATING TO PROTECTION OF CHILDREN.<br>Amends various provisions of the HRS to increase protections for child victims of sex trafficking, prostitution, and commercial exploitation by increasing penalties for offenders and habitual offenders. Among other things, amends the offense of sex trafficking to impose criminal liability on a person who solicits a minor for prostitution and by imposing strict liability with respect to the age of the minor. | JUD, FIN |
| <u>HB 2024</u><br><u>Status</u> | RELATING TO GUN VIOLENCE PROTECTIVE ORDERS.<br>Establishes a detailed process allowing law enforcement officers and family or household members to obtain a court order to prevent a person from accessing firearms and ammunition where the person poses a danger of causing bodily injury to oneself or another.  | JUD      |
| <u>HB 2070</u><br><u>Status</u> | RELATING TO INVESTIGATIONS BY THE ATTORNEY GENERAL.<br>Clarifies that the Attorney General shall investigate an alleged violation of state law by a county police officer when the prosecuting attorney of the county that employs the police officer has declined to prosecute.  | JUD      |
| <u>HB 2074</u><br><u>Status</u> | RELATING TO OFFENSES AGAINST PROPERTY RIGHTS.<br>Enhances sentencing for defendants convicted of committing an offense under chapter 708 against a nonprofit entity.  | JUD      |
| <u>HB 1936</u><br><u>Status</u> | RELATING TO THE ENVIRONMENTAL COURTS.<br>Exempts all proceedings relating to parking violations under certain administrative rules from the exclusive, original jurisdiction of the environmental courts.   | JUD, FIN |
| <u>HB 2481</u><br><u>Status</u> | RELATING TO REFUSE.<br>Clarifies that probable cause for arrests by law enforcement officers of illegal dumping offenders may be based upon statements from witnesses and photographs, video, and other recordings that can be authenticated by one or more witnesses.  | JUD      |
| <u>HB 2015</u><br><u>Status</u> | RELATING TO TRANSPARENCY.<br>Requires a newspaper to disclose the aggregate amount spent by a candidate on advertisements with the newspaper in the election year when a newspaper chooses to endorse a candidate.  | JUD, FIN |

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;



- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 3 copies (including an original) to Room 302 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6531 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-8515 or email your request for an interpreter to [HouseInterpreter@Capitol.hawaii.gov](mailto:HouseInterpreter@Capitol.hawaii.gov) at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.



---

Rep. Scott Y. Nishimoto  
Chair

