
A BILL FOR AN ACT

RELATING TO THE HAWAII PENAL CODE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 706-668.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§706-668.5 Multiple sentence of imprisonment.** (1) If
4 multiple terms of imprisonment are imposed on a defendant,
5 whether at the same time or at different times, or if a term of
6 imprisonment is imposed on a defendant who is already subject to
7 an unexpired term of imprisonment, the terms may run
8 concurrently or consecutively. Multiple terms of imprisonment
9 run concurrently unless the court orders or the statute mandates
10 that the terms run consecutively.

11 (2) The court, in determining whether the terms imposed
12 are to be ordered to run concurrently or consecutively, shall
13 consider the factors set forth in section 706-606.

14 (3) For terms of imprisonment imposed prior to June 18,
15 2008, the department of public safety shall send written notice
16 to the defendant no later than six months prior to the
17 defendant's scheduled date of release. The written notice shall
18 include but not be limited to:



- 1 (a) Notice that the department of public safety may
- 2 recalculate the multiple terms of imprisonment imposed
- 3 on the defendant; and
- 4 (b) Notice of the defendant's right to have the court
- 5 review the defendant's sentence."

6 SECTION 2. New statutory material is underscored.

7 SECTION 3. This Act shall take effect on January 7, 2059.



Report Title:

Penal Code; Multiple Sentences of Imprisonment

Description:

Requires the department of public safety to send written notice to defendants with terms of imprisonment imposed prior to June 18, 2008, to notify these defendants that the department may recalculate their multiple terms of imprisonment and their rights to have the court review their sentences. Effective 01/07/2059. (SD1)

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