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# A BILL FOR AN ACT

RELATING TO VICTIM RIGHTS.

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

1           SECTION 1. Section 801D-5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           " ~~[§]~~ §801D-5 ~~[§]~~ **Responsibility for rights and services.**

4           (a) Each county is responsible for the enforcement of rights  
5 under section 801D-4. The courts shall fashion all decisions  
6 and orders to enhance the recognition of these rights and the  
7 provision of these services, to the extent that they will not  
8 conflict with the constitutional rights of the defendant.

9           (b) ~~[Neither the]~~ Except as provided in section 801D-4(e),  
10 failure of any state or county officer or employee to carry out  
11 the requirements of this ~~[section nor compliance]~~ chapter or  
12 failure to comply with ~~[it]~~ any of its provisions shall ~~[subject~~  
13 ~~the state or county officer or employee to liability in any~~  
14 ~~civil action. However, such failure may]~~ provide a basis for  
15 ~~[such]~~ disciplinary action as may be deemed appropriate by  
16 competent authority.



1        (c) Whenever disciplinary action is taken under subsection  
2        (b), the competent authority shall immediately submit a report,  
3        including an explanation of the basis for the disciplinary  
4        action, to the legislature."

5        SECTION 2. Statutory material to be repealed is bracketed  
6        and stricken. New statutory material is underscored.

7        SECTION 3. This Act shall take effect on January 1, 2045.

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**Report Title:**

Maui County Package; Victim Rights; Public Officers and Employees; Disciplinary Action; Reporting

**Description:**

Provides that failure of state and county officers and employees to carry out or comply with chapter 801D, HRS, shall provide a basis for disciplinary action, with certain exceptions. Requires competent authority to immediately report such disciplinary action to the legislature. Takes effect 1/1/2045. (SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

