
A BILL FOR AN ACT

RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBER.

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

1 SECTION 1. Section 706-606.5, Hawaii Revised Statutes, is
2 amended by amending section (1) to read as follows:

3 "(1) Notwithstanding section 706-669 and any other law to
4 the contrary, any person convicted of murder in the second
5 degree, any class A felony, any class B felony, or any of the
6 following class C felonies:

7 (a) Section 134-7 relating to persons prohibited from
8 owning, possessing, or controlling firearms or
9 ammunition;

10 (b) Section 134-8 relating to ownership, etc., of certain
11 prohibited weapons;

12 (c) Section 134-17 only as it relates to providing false
13 information or evidence to obtain a permit under
14 section 134-9;

15 (d) Section 188-23 relating to possession or use of
16 explosives, electrofishing devices, and poisonous
17 substances in state waters;



- 1 (e) Section 386-98(d) (1) relating to fraud violations and
- 2 penalties;
- 3 (f) Section 431:2-403(b) (2) relating to insurance fraud;
- 4 (g) Section 707-703 relating to negligent homicide in the
- 5 second degree;
- 6 (h) Section 707-711 relating to assault in the second
- 7 degree;
- 8 (i) Section 707-713 relating to reckless endangering in
- 9 the first degree;
- 10 (j) Section 707-716 relating to terroristic threatening in
- 11 the first degree;
- 12 (k) Section 707-721 relating to unlawful imprisonment in
- 13 the first degree;
- 14 (l) Section 707-732 relating to sexual assault in the
- 15 third degree;
- 16 (m) Section 707-752 relating to promoting child abuse in
- 17 the third degree;
- 18 (n) Section 707-757 relating to electronic enticement of a
- 19 child in the second degree;
- 20 (o) Section 707-766 relating to extortion in the second
- 21 degree;



- 1 (p) Section 708-811 relating to burglary in the second
- 2 degree;
- 3 (q) Section 708-821 relating to criminal property damage
- 4 in the second degree;
- 5 (r) Section 708-831 relating to theft in the second
- 6 degree;
- 7 (s) Section 708-835.5 relating to theft of livestock;
- 8 (t) Section 708-836 relating to unauthorized control of
- 9 propelled vehicle;
- 10 (u) Section 708-839.55 relating to unauthorized possession
- 11 of confidential personal information;
- 12 (v) Section 708-839.8 relating to identity theft in the
- 13 third degree;
- 14 (w) Section 708-852 relating to forgery in the second
- 15 degree;
- 16 (x) Section 708-854 relating to criminal possession of a
- 17 forgery device;
- 18 (y) Section 708-875 relating to trademark counterfeiting;
- 19 (z) Section 709-906(8) and (9) relating to abuse of a
- 20 family or household member;



1 [~~(z)~~](aa) Section 710-1071 relating to intimidating a
2 witness;
3 [~~(aa)~~](bb) Section 711-1103 relating to riot;
4 [~~(bb)~~](cc) Section 712-1221 relating to promoting gambling
5 in the first degree;
6 [~~(ee)~~](dd) Section 712-1224 relating to possession of
7 gambling records in the first degree;
8 [~~(dd)~~](ee) Section 712-1247 relating to promoting a
9 detrimental drug in the first degree; or
10 [~~(ee)~~](ff) Section 846E-9 relating to failure to comply with
11 covered offender registration requirements,
12 or who is convicted of attempting to commit murder in the second
13 degree, any class A felony, any class B felony, or any of the
14 class C felony offenses enumerated above and who has a prior
15 conviction or prior convictions for the following felonies,
16 including an attempt to commit the same: murder, murder in the
17 first or second degree, a class A felony, a class B felony, any
18 of the class C felony offenses enumerated above, or any felony
19 conviction of another jurisdiction, shall be sentenced to a
20 mandatory minimum period of imprisonment without possibility of
21 parole as provided in subsection (2)."



1 SECTION 2. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 3. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on July 1, 2060.



S.B. NO. 410
S.D. 2
H.D. 1

Report Title:

Honolulu Prosecuting Attorney Package; Repeat Offenders; Abuse of Family or Household Member; Penalties

Description:

Adds abuse of a family or household member to those felonies that qualify for repeat offender sentencing. Effective 7/1/2060. (HD1)

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

2021-2825 SB410 HD1 HMSO

