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# A BILL FOR AN ACT

RELATING TO CRIMINAL PROCESS.

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

1           SECTION 1. Section 806D-1, Hawaii Revised Statutes, is  
2 amended by amending the definition of "criminal process" to read  
3 as follows:

4           "Criminal process" means a search warrant or legal process  
5 issued pursuant to chapters 28, 621, 622, and 803; the Hawaii  
6 rules of penal procedure; and any other legal process signed by  
7 a judge or clerk of the district or circuit court and issued in  
8 a criminal matter [~~which~~] that allows the search for or commands  
9 production of records that are in the actual or constructive  
10 possession of the recipient, regardless of whether the recipient  
11 or the records are physically located within the State."

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

15           SECTION 3. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17           SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Honolulu Prosecuting Attorney Package; Criminal Process Records;  
Production of Records

**Description:**

Amends the definition of "criminal process" to include  
administrative subpoenas issued by the attorney general and  
county prosecutors for the purposes of production of records.  
(CD1)

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

