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# A BILL FOR AN ACT

RELATING TO CHAPTER 846E.

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

1           SECTION 1. Section 846E-1, Hawaii Revised Statutes, is  
2 amended as follows:

3           1. By adding two new definitions to be appropriately  
4 inserted and to read:

5           "Violent offender" means:

6           (1) A person who is or has been convicted at any time,  
7           whether before or after the effective date of this  
8           Act, of a "violent offense"; or

9           (2) A person who is or has been charged at any time,  
10           whether before or after the effective date of this  
11           Act, with a "violent offense" and is or has been found  
12           unfit to proceed and is or has been released into the  
13           community or who is acquitted due to a physical or  
14           mental disease, disorder, or defect pursuant to  
15           chapter 704 and is released into the community.

16           "Violent offense" means an offense that is:



- 1        (1) Set forth in section 707-701, 707-701.5, 707-702,
- 2                    707-710, 707-712.5, 707-720, 708-820, 708-840,
- 3                    708-841, or 709-906 (third or subsequent conviction);
- 4        (2) A criminal offense resulting in a federal, military,
- 5                    or out-of-state conviction that would be an offense
- 6                    defined in paragraph (1); or
- 7        (3) A criminal offense, as defined in chapter 705, that is
- 8                    an attempt, criminal solicitation, or criminal
- 9                    conspiracy to commit an offense defined in paragraph
- 10                   (1)."

11            2. By amending the definition of "covered offender" and  
12 "covered offense" to read:

13            "'Covered offender" means a "sex offender," ~~[or]~~ an  
14 "offender against minors," or a "violent offender," as defined  
15 in this section.

16            "Covered offense" means a criminal offense that is:

- 17            (1) A crime within the definition of "crimes against
- 18                    minors" in this section; ~~[or]~~
- 19            (2) A crime within the definition of "sexual offense" in
- 20                    this section~~[or]~~; or
- 21            (3) A crime within the definition of "violent offense" in
- 22                    this section."



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 upon its approval.

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INTRODUCED BY:

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JAN 17 2006



**Report Title:**

Violent Offenders; Registration

**Description:**

Defines "violent offenders" and "violent offenses" and subjects violent offenders to the offender registration requirements of chapter 846E, HRS, the sex offender registration law.

