
A BILL FOR AN ACT

RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS.

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

1 SECTION 1. Chapter 706, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§706- First-time drug offender prior to 2004;
5 probation; expungement. A person sentenced prior to
6 July 1, 2004, for a first-time drug offense, pursuant to section
7 706-622.5, and who otherwise meets all the requirements of
8 section 706-622.5, may apply to the court for expungement of the
9 record of conviction for the drug offense. The court shall
10 issue a court order to expunge the record of conviction for the
11 drug offense; provided the person has successfully completed a
12 substance abuse treatment program and has complied with the
13 other terms and conditions set by the court. A person granted
14 an expungement of conviction under this section or section
15 706-622.5(4) shall not be eligible for another expungement of
16 conviction under this section or section 706-622.5."

17 SECTION 2. New statutory material is underscored.

18 SECTION 3. This Act shall take effect upon its approval.



Report Title:

First-Time Drug Offenses; Expungement

Description:

Allows a person sentenced prior to 7/01/04, pursuant to HRS §706-622.5, for a first-time drug offense, who has completed a drug treatment and complied with terms set by the court, to apply for expungement of the record of conviction. (SD1)

