

PROPOSED

THE SENATE
TWENTY-THIRD LEGISLATURE, 2006
STATE OF HAWAII

S.B. NO. 2581
S.D. 1

A BILL FOR AN ACT

RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS.

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

1 SECTION 1. Section 803-1, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§803-1 Arrest; by warrant.** (a) No arrest of any person
4 shall be made without first obtaining a warrant or other process
5 therefor from some magistrate, except in the cases provided in
6 this chapter or otherwise provided by law.

7 (b) Arrest warrants may be served by any county police
8 officer or public safety officer with police powers appointed
9 pursuant to section 353C-4.

10 (c) The attorney general shall adopt rules pursuant to
11 chapter 91 by which persons retired from a position described in
12 subsection (b) may be authorized to serve arrest warrants issued
13 due to the defendant's nonappearance, noncompliance with the
14 terms and conditions of sentencing, or for violation of any
15 order entered in a case arising from an offense that is a
16 violation or for which no imprisonment is otherwise authorized."

17 SECTION 2. New statutory material is underscored.



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1 SECTION 3. This Act shall take effect upon its approval;
2 provided that it shall be repealed on July 1, 2011; provided
3 section 803-1 shall be reenacted in the form in which it read on
4 the day before the effective date of this Act.

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Report Title:

Arrest Warrants; Amnesty; Service

Description:

Authorizes service of warrants by retired police and public safety officers to assist in reducing the backlog of unserved arrest warrants. Provides for a sunset date of July 1, 2011.
(SD1)

