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## A BILL FOR AN ACT

RELATING TO MARIJUANA.

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

1           SECTION 1. Chapter 52D, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§52D-           Enforcement of marijuana-related offenses. The  
5 chief of police shall establish a policy that sets private adult  
6 marijuana offenses as the lowest priority for investigation,  
7 citation, and arrest."

8           SECTION 2. Section 353C-4, Hawaii Revised Statutes, is  
9 amended by amending subsection (c) to read as follows:

10          "(c) The state law enforcement officers transferred from  
11 the department of the attorney general by Act 211, Session Laws  
12 of Hawaii 1989, shall be responsible for public safety in state  
13 buildings as well as the personal protection of government  
14 officials and employees while in the conduct of their duties.  
15 The duties of state law enforcement officers shall also include  
16 the service of process, including subpoenas, warrants, and other  
17 legal documents, and other duties as the director may assign,  
18 including the performance of duties of other public safety



1 officers within the department[-]; provided that except for the  
2 offenses of distribution of marijuana to minors, distribution or  
3 consumption of marijuana in public places, or operating a motor  
4 vehicle, airplane, or watercraft investigation, citation, and  
5 arrest for private adult marijuana offenses shall be the lowest  
6 law enforcement priority. State law enforcement officers shall  
7 have all of the powers of police officers, including the power  
8 of arrest."

9 SECTION 3. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

Calvin K. Day

BY REQUEST

JAN 18 2008



**Report Title:**

Marijuana; Law Enforcement

**Description:**

Directs state and county law enforcement officers to make investigation, citation, and arrest for private adult marijuana offenses the lowest law enforcement priority.

