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# A BILL FOR AN ACT

RELATING TO THE STATE OF HAWAII.

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

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

3           "§1-1 Common law of the State; exceptions. The common law  
4 of England, as ascertained by English and American decisions, is  
5 declared to be the common law of the State of Hawaii in all  
6 cases, except as otherwise expressly provided by [~~the~~]:

7           (1) The Constitution or laws of the United States~~[, or by~~  
8 ~~the]~~;

9           (2) The laws of the State~~[, or fixed by]~~;

10          (3) Hawaiian judicial precedent~~[, or established by]~~; or

11          (4) Hawaiian usage;

12 provided that no person shall be subject to criminal proceedings  
13 except as provided by the written laws of the United States or  
14 of the State."

15           SECTION 2. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17



# S.B. NO. 38

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

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INTRODUCED BY: Cherrell Aschikara



**Report Title:**  
State of Hawaii

**Description:**  
Makes technical amendments to statute relating to the common law  
of the State of Hawaii.

