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# A BILL FOR AN ACT

RELATING TO PAROLE.

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

1       SECTION 1. Chapter 353, Hawaii Revised Statutes, is  
2 amended by adding two new sections to part II be appropriately  
3 designated and to read as follows:

4       "§353-A Parole service fee. (a) A committed person who  
5 is paroled after confinement in any state correctional facility  
6 pursuant to any sentence other than life imprisonment not  
7 subject to parole shall pay a parole service fee as provided in  
8 this section.

9       (b) The Hawaii paroling authority shall collect a parole  
10 service fee of \$60 from a committed person who is paroled;  
11 provided that:

12       (1) No parole service fee shall be collected if the Hawaii  
13 paroling authority determines that the parolee is  
14 unable to pay the parole service fee;

15       (2) The fee or balance of the fee owed shall be waived if  
16 no payment or only partial payment is made;



1       (3) Payment of the fee by an inmate from the inmate's  
2       account maintained by the department under section  
3       353-20 shall be an approved expense; and

4       (4) The parole service fee shall not be construed to  
5       prohibit the paroling of any committed person.

6       (c) If the parolee was ordered by a court upon sentencing  
7       to pay restitution or crime victim compensation that remains  
8       unsatisfied at the time of parole, the payment of restitution or  
9       crime victim compensation shall take priority over payment of  
10      the parole service fee.

11      (d) The terms and manner of payment of the parole service  
12      fee by the parolee shall be at the discretion of the parolee's  
13      parole officer.

14      (e) The parole service fee shall be payable to the Hawaii  
15      paroling authority for deposit by the Hawaii paroling authority  
16      in the following manner:

17      (1) Eighty per cent of the parole service fee shall be  
18      deposited into the parole services special fund  
19      established by section 353-B; and

20      (2) Twenty per cent of the parole service fee shall be  
21      deposited into the crime victim compensation special  
22      fund established by section 351-62.5.



1        (f) This section also applies to an offender, as defined  
2 in article II of chapter 353B, who is paroled and is authorized  
3 to travel across state lines to and from a compacting state  
4 pursuant to chapter 353B, to the extent a service fee or  
5 facsimile is allowed under the interstate compact for the  
6 supervision of adult offenders; provided that the Hawaii parole  
7 service fee, if any, shall be deposited in whole into the parole  
8 services special fund under section 353-B.

9        (g) The Hawaii paroling authority may enter into a  
10 memorandum of agreement with a government agency to collect the  
11 parole service fee, which shall be transmitted upon collection  
12 to the Hawaii paroling authority for deposit in accordance with  
13 subsection (e). The Hawaii paroling authority may collect the  
14 fee directly, which, when received, shall be deposited into the  
15 parole services special fund.

16        §353-B Parole services special fund. (a) There is  
17 established a special fund to be known as the parole services  
18 special fund. The portion of the parole service fee specified  
19 in section 353-A shall be deposited into the parole services  
20 special fund.

21        (b) Moneys in the parole services special fund shall be  
22 used by the Hawaii paroling authority to defray expenses in the



1 operation of the parole system in the monitoring of parolees and  
2 in enforcing conditions of parole. No moneys in the fund shall  
3 be used to pay any salaries under the budget of the Hawaii  
4 paroling authority."

5 SECTION 2. Section 351-62.5, Hawaii Revised Statutes, is  
6 amended by amending subsection (d) to read as follows:

7 "(d) Funds received pursuant to section 354D-12(b)(1) and  
8 amounts received pursuant to sections 351-35, 351-62.6, 351-63,  
9 353-A, 706-605, and 853-1 shall be deposited into the crime  
10 victim compensation special fund. Moneys received shall be used  
11 for compensation payments, operating expenses, salaries of  
12 positions as authorized by the legislature, and collection of  
13 fees. The commission may enter into memorandums of agreement  
14 with the judiciary for the collection of fees by the judiciary;  
15 provided that no funds shall be deposited by the judiciary into  
16 the crime victim compensation special fund until collected."

17 SECTION 3. This Act does not affect rights and duties that  
18 matured, penalties that were incurred, and proceedings that were  
19 begun before its effective date.

20 SECTION 4. In codifying the new sections added by section  
21 1 of this Act, the revisor of statutes shall substitute



1 appropriate section numbers for the letters used in designating  
2 the new sections in this Act.

3 SECTION 5. New statutory material is underscored.

4 SECTION 6. This Act shall take effect on July 1, 2050.



**Report Title:**

Parole Services Fee

**Description:**

Establishes a parole service fee. Establishes a parole service special fund. Specifies proportional deposits of the parole service fee into the parole services special fund and the crime victim compensation special fund.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

