
A BILL FOR AN ACT

RELATING TO SENTENCING.

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

1 SECTION 1. The purpose of this Act is to repeal the so-
2 called "three strikes" law adopted by the legislature in 2006.

3 The legislature finds that the law is overly broad because it:

4 (1) Will lead to long prison terms for nonviolent
5 offenders;

6 (2) Will contribute to prison overcrowding and increased
7 medical costs for the care of elderly inmates;

8 (3) Is redundant with respect to existing law; and

9 (4) Deprives the courts of the discretion needed to
10 formulate appropriate, individualized sentences.

11 Moreover, despite the claim of law-enforcement officials
12 that its adoption was urgently necessary to deter street
13 criminals, the legislature finds that this law has not been used
14 frequently at all.

15 SECTION 2. Act 81, Session Laws of Hawaii 2006, is
16 repealed.



H.B. NO. 925

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

4 SECTION 4. This Act shall take effect upon its approval.
5

INTRODUCED BY:

JAN 26 2009



Report Title:

Sentencing; Habitual Violent Offenders

Description:

Repeals the law requiring habitual violent offenders to be sentenced to prison for 30 years to life.

