
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) This section applies to
5 a committed person who is paroled after confinement in any state
6 correctional facility in execution of any sentence imposed upon
7 the committed person other than when life imprisonment not
8 subject to parole has been imposed.

9 (b) The Hawaii paroling authority shall order a committed
10 person to whom subsection (a) applies to pay a parole service
11 fee of \$60; provided that:

12 (1) No parole service fee shall be ordered if the Hawaii
13 paroling authority determines that the parolee is
14 unable to pay the parole service fee within forty-
15 eight months immediately following release on parole;

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

1 forty-eight months immediately following release on
2 parole; and

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

5 (c) If the parolee was ordered by a court upon sentencing
6 to pay restitution or crime victim compensation that remains
7 unsatisfied at the time of parole, the payment of the parole
8 service fee shall be next-in-line in order of priority after
9 payment of restitution or crime victim compensation.

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

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

15 (1) Eighty per cent of the parole service fee shall be
16 deposited into the parole services special fund under
17 section 353-B; and

18 (2) Twenty per cent of the parole service fee shall be
19 deposited into the crime victim compensation special
20 fund under section 351-62.5.

21 (f) This section also applies to an offender, as defined
22 in article II of chapter 353B, who is paroled and is authorized

1 to travel across state lines to and from a compacting state
2 pursuant to chapter 353B, to the extent a service fee or
3 facsimile is allowed under the interstate compact for the
4 supervision of adult offenders; provided that the Hawaii parole
5 service fee, if any, shall be deposited in whole into the parole
6 services special fund under section 353-B.

7 (g) The Hawaii paroling authority may enter into a
8 memorandum of agreement with a government agency to collect the
9 parole service fee, which shall be transmitted upon collection
10 to the Hawaii paroling authority for deposit in accordance with
11 subsection (e).

12 The Hawaii paroling authority may collect the fee directly,
13 which when received shall be deposited into the parole services
14 special fund.

15 **§353-B Parole services special fund.** (a) There is
16 established a special fund to be known as the parole services
17 special fund. A portion of the parole service fee as specified
18 in section 353-A shall be deposited into the parole services
19 special fund.

20 (b) Moneys in the parole services special fund shall be
21 used by the Hawaii paroling authority to defray expenses in the
22 operation of the parole system in the monitoring of parolees and

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

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

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

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

19 SECTION 4. In codifying the new sections added by section
20 1 of this Act, the revisor of statutes shall substitute
21 appropriate section numbers for the letters used in designating
22 the new sections in this Act.

- 1 SECTION 5. New statutory material is underscored.
- 2 SECTION 6. This Act shall take effect upon its approval.
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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. (SD1)

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