

JAN 26 2011

A BILL FOR AN ACT

RELATING TO FINES.

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

1 SECTION 1. Section 706-640, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person who has been convicted of an offense may be
4 sentenced to pay a fine not exceeding:

5 (a) \$50,000, when the conviction is of a class A felony,
6 murder in the first or second degree, or attempted
7 murder in the first or second degree;

8 (b) \$25,000, when the conviction is of a class B felony;

9 (c) \$10,000, when the conviction is of a class C felony;

10 (d) \$2,000, when the conviction is of a misdemeanor;

11 (e) \$1,000, when the conviction is of a petty misdemeanor
12 or a violation;

13 (f) Any higher amount equal to double the pecuniary gain
14 derived from the offense by the defendant;

15 (g) Any higher amount equal to triple the value of the
16 pecuniary gain derived from the offense by the
17 defendant when the defendant is an employee of the



1 State or county and the offense is against the State
 2 or a county; or
 3 ~~(g)~~ (h) Any higher or lower amount specifically
 4 authorized by statute."

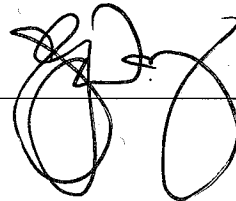
5 SECTION 2. This Act does not affect rights and duties that
 6 matured, penalties that were incurred, and proceedings that were
 7 begun before its effective date.

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 Statutory material to be repealed is bracketed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

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

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INTRODUCED BY:



Will Evers

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Clarence K. Mitchell

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Report Title:

Sentencing; Offenses Against the State

Description:

Provides for threefold damages of any pecuniary gain derived from an offense against the State when the defendant is an employee of the State.

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