



GOV. MSG. NO. 1245

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

June 20, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on June 20, 2012, the following bill was signed into law:

SB2056 HD2 CD1

RELATING TO THE PENAL CODE.
Act 143 (12)

Signed


NEIL ABERCROMBIE
Governor, State of Hawaii

JUN 20 2012

on

THE SENATE
TWENTY-SIXTH LEGISLATURE, 2012
STATE OF HAWAII

ACT 143

S.B. NO. 2056
H.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO THE PENAL CODE.

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

1 SECTION 1. Section 706-623, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) When the court has sentenced a defendant to be placed
4 on probation, the period of probation shall be as follows,
5 unless the court enters the reason therefor on the record and
6 sentences the defendant to a shorter period of probation:

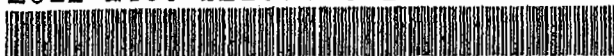
7 (a) Ten years upon conviction of a class A felony;

8 (b) Five years upon conviction of a class B or class C
9 felony;

10 (c) One year upon conviction of a misdemeanor; except that
11 upon a conviction under section 586-4, 586-11, or 709-
12 906, the court may sentence the defendant to a period
13 of probation not exceeding two years; or

14 (d) Six months upon conviction of a petty misdemeanor;
15 provided that up to one year may be imposed upon a
16 finding of good cause.

17 The court, on application of a probation officer, on application
18 of the defendant, or on its own motion, may discharge the

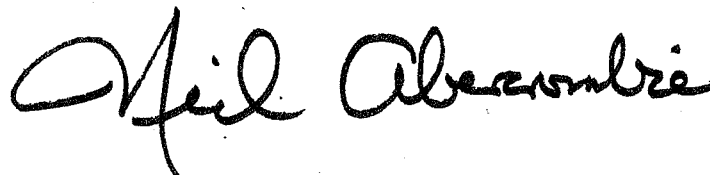


1 defendant at any time. Prior to the court granting early
2 discharge, the defendant's probation officer shall be required
3 to report to the court concerning the defendant's compliance or
4 non-compliance with the conditions of probation and the court
5 shall afford the prosecuting attorney an opportunity to be
6 heard. The terms of probation provided in this part, other than
7 in this section, shall not apply to sentences of probation
8 imposed under section 706-606.3."

9 SECTION 2. New statutory material is underscored.

10 SECTION 3. This Act shall take effect on July 1, 2012.

APPROVED this 20 day of JUN, 2012



GOVERNOR OF THE STATE OF HAWAII