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## A BILL FOR AN ACT

RELATING TO BAIL.

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

1           SECTION 1. Chapter 804, Hawaii Revised Statutes, is  
2 amended by adding two new sections to read as follows:  
3           "§804-           Commission of a crime during period of release  
4 on bail, recognizance, or supervised release. (a) Upon  
5 verified application by the prosecuting attorney alleging that a  
6 defendant has committed a crime under the laws of the federal  
7 government, the State, or any of its counties during the period  
8 of release on bail, recognizance, or supervised release the  
9 judicial officer named in section 804-5 shall issue a warrant  
10 directing the defendant be arrested and taken forthwith before  
11 the court of record for hearing.

12           (b) A law enforcement officer having reasonable grounds to  
13 believe that a released defendant has committed a crime under  
14 the laws of the federal government, the State, or any of its  
15 counties during the period of release on bail, recognizance, or  
16 supervised release, may, where it would be impracticable to  
17 secure a warrant, arrest the defendant and take the defendant  
18 forthwith before the court of record.



1        §804-        Sanctions for the commission of a crime during  
 2 period of release on bail, recognizance, or supervised release.  
 3 After hearing and upon finding probable cause to believe that  
 4 the defendant has committed a crime during the period of release  
 5 on bail, recognizance, or supervised release, the court shall  
 6 revoke the defendant's release on bail, recognizance, or  
 7 supervised release."

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

11        SECTION 3. New statutory material is underscored.

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

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INTRODUCED BY:

*[Handwritten signatures and names of legislators, including: Rick Santorum, Ryan, Tom Blanton, Tom Davis, Tom Barr, and others.]*

Ed Pierce

Hal Moor

Gil

Guthrie Kroll

John M. [unclear]

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Mele Carroll

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JAN 25 2012



# H.B. NO. 2840

**Report Title:**

Bail; Mandatory Revocation

**Description:**

Mandates automatic bail revocation for a defendant upon the court finding probable cause to believe that the defendant has committed a crime during the period of bail, recognizance, or supervised release.

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

