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# A BILL FOR AN ACT

RELATING TO CHILDREN.

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

1           SECTION 1. Section 712A-16, Hawaii Revised Statutes, is  
2 amended by amending subsection (4) to read as follows:

3           "(4) There is established in the department of the  
4 attorney general a revolving fund to be known as the criminal  
5 forfeiture fund[, ~~hereinafter referred to as the "fund"~~] in  
6 which shall be deposited one-half of the proceeds of a  
7 forfeiture and any penalties paid pursuant to section 712A-  
8 10(6). All moneys in the fund shall be expended by the attorney  
9 general and are appropriated for the following purposes:

10           (a) The payment of any expenses necessary to seize,  
11           detain, appraise, inventory, safeguard, maintain,  
12           advertise, or sell property seized, detained, or  
13           forfeited pursuant to this chapter or of any other  
14           necessary expenses incident to the seizure, detention,  
15           or forfeiture of such property and such contract  
16           services and payments to reimburse any federal, state,  
17           or county agency for any expenditures made to perform  
18           the foregoing functions;



- 1 (b) The payment of awards for information or assistance  
2 leading to a civil or criminal proceeding;
- 3 (c) The payment of supplemental sums to state and county  
4 agencies for law enforcement purposes;
- 5 (d) The payment of expenses arising in connection with  
6 programs for training and education of law enforcement  
7 officers;
- 8 (e) The payment of expenses arising in connection with  
9 enforcement pursuant to the drug nuisance abatement  
10 unit in the department of the attorney general; and
- 11 (f) The payment of expenses arising in connection with the  
12 law enforcement officer independent review board in  
13 the department of the attorney general[-];
- 14 provided that beginning in fiscal year 2017-2018, the department  
15 of the attorney general may transfer \$50,000 of the fund each  
16 year into the internet crimes against children special fund  
17 under section 846F-4."

18 SECTION 2. Section 846F-4, Hawaii Revised Statutes, is  
19 amended by amending subsection (a) to read as follows:



1           "(a) There is established in the state treasury the  
2 internet crimes against children special fund, into which shall  
3 be deposited:

4           (1) All fees collected pursuant to section 846F-3;

5           (2) Moneys transferred by the department of the attorney  
6           general from the criminal forfeiture fund pursuant to  
7           section 712A-16(4);

8           ~~[(2)]~~ (3) Moneys appropriated by the legislature to the  
9           fund;

10          ~~[(3)]~~ (4) Other grants and gifts made to the fund; and

11          ~~[(4)]~~ (5) Any income and capital gains earned by the fund."

12          SECTION 3. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14          SECTION 4. This Act shall take effect on January 7, 2059;  
15 provided that the amendment made to section 712A-16, Hawaii  
16 Revised Statutes, in section 1 of this Act shall not be repealed  
17 when section 712A-16, Hawaii Revised Statutes, is reenacted on  
18 June 30, 2022, pursuant to section 7 of Act 161, Session Laws of  
19 Hawaii 2016.

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**Report Title:**

Criminal Forfeiture Fund; Internet Crimes Against Children

**Description:**

Authorizes the department of the attorney general to transfer up to \$50,000 each year out of the criminal forfeiture fund for deposit into the internet crimes against children special fund. Authorizes the deposit of moneys transferred from the criminal forfeiture fund into the internet crimes against children special fund. Takes effect on 1/7/2059. (SD1)

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

