

JAN 20 2023

A BILL FOR AN ACT

RELATING TO EXPUNGEMENT.

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

1 SECTION 1. Chapter 291E, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§291E- First-time offender of operating a vehicle after
5 consuming a measurable amount of alcohol for persons under the
6 age of twenty-one prior to 1998; expungement. A person
7 sentenced prior to July 1, 1998, for a first-time offense of
8 operating a vehicle after consuming a measurable amount of
9 alcohol while under the age of twenty-one, pursuant to section
10 291E-64, and who otherwise meets all the requirements of section
11 291E-64, may apply to the court for expungement of the record of
12 conviction for the offense. The court shall issue a court order
13 to expunge the record of conviction for the offense; provided
14 that the person has complied with the terms and conditions set
15 by the court. A person granted an expungement of conviction
16 under this section shall not be eligible for another expungement
17 of conviction under this section or section 291E-64."



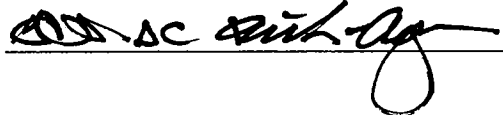
1 SECTION 2. Chapter 706, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§706- First-time property offender prior to 1998;
5 probation; expungement. A person sentenced prior to July 1,
6 1998, for a first-time property offense, pursuant to section
7 706-622.9, and who otherwise meets all the requirements of
8 section 706-622.9, may apply to the court for expungement of the
9 record of conviction for the property offense. The court shall
10 issue a court order to expunge the record of conviction for the
11 property offense; provided that the person has complied with the
12 terms and conditions set by the court. A person granted an
13 expungement of conviction under this section shall not be
14 eligible for another expungement of conviction under this
15 section or section 706-622.9."

16 SECTION 3. New statutory material is underscored.

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

18

INTRODUCED BY: 



S.B. NO. 1079

Report Title:

Expungement; Operating a Vehicle After Consuming a Measurable Amount of Alcohol; Property Offenses; Judiciary

Description:

Requires courts to, upon written request, expunge records of convictions for (1) operating a vehicle after consuming a measurable amount of alcohol while under the age of twenty-one and (2) certain property offenses, if the sentencing occurred prior to 1998.

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

