

ACT 196

**A Bill for an Act Relating to the Offense of Murder and Amending
Chapter 291, Revised Laws of Hawaii 1955, as Amended.**

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 291 of the Revised Laws of Hawaii 1955, as amended, is hereby further amended by:

(a) Amending section 291-1 to read as follows:

"Section 291-1. Murder, first degree. Murder in the first degree is the killing of any human being without authority, justification or extenuation by law done:

(a) with deliberate premeditated malice aforethought; or

(b) with malice aforethought and with extreme atrocity or cruelty; or

(c) in the commission of or attempt to commit or the flight from the commission of or attempt to commit arson, rape, robbery, burglary or kidnapping."

(b) Renumbering section 291-2 as section 291-3; and

(c) Adding a new section 291-2 to read as follows:

"Section 291-2. Murder, second degree. Murder in the second degree is the killing of any human being with malice aforethought without authority, justification or extenuation by law."

SECTION 2. This Act shall take effect upon its approval.

(Approved June 28, 1965.) **H.B. 330.**