

ACT 31

H. B. 178.

A Bill for an Act Making an Appropriation to Supplement the Sum Heretofore Appropriated Under Act 125 of the Session Laws of Hawaii (1967) for the Study, Review and Revision of the Criminal, Correctional, and Juvenile Laws of the State of Hawaii.

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

SECTION 1. This Act is declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of facts constituting such urgency:

In 1966, the House of Representatives (H.R. 139) and the Senate (S.R. 88, S.D. 1) each requested that the Judicial Council conduct a "comprehensive study of our existing criminal and correctional statutes with a view to determining the areas in which revisions are required or desirable." To finance the study, Act 29, Session Laws of Hawaii (1966), directed the revisor of statutes to enter into a contract with the Judicial Council for a comprehensive study, review, and revision of the State criminal, juvenile and correctional law, and the sum of \$20,000 was allocated for that purpose. The study by the Judicial Council indicated that a comprehensive revision of the penal laws of Hawaii was urgently needed. The Council's report estimated that the project would take three years to complete and would cost, in addition to the balance then remaining from Act 29 monies, approximately \$140,000. In 1967, a bill for an appropriation in that amount was introduced and supported by the committees to which it was referred. (H.B. 174, Senate Standing Committee Report No. 858, House Standing Committee Report No. 576

(1967)). However, the amount ultimately appropriated for the penal law revision project was only \$40,000. (H.B. 174, S.D. 1, Act 125 (1967)). This Act supplements the funds appropriated by Act 125 (1967). The sum hereby appropriated is urgently needed in order to complete the work of the penal law revision project in the scope initially outlined and in the time estimated. The sum must be appropriated at this session of the Legislature to insure that work presently being undertaken (revision of substantive penal law) is correlated with the work that remains to be done (treatment, correctional, and procedural law).

SECTION 2. There is hereby appropriated out of the general revenues of the State of Hawaii the sum of \$70,000, or so much thereof as may be necessary, to supplement the sum heretofore appropriated under Act 125 of the Session Laws of Hawaii (1967) for study, review, and revision of the criminal, correctional, and juvenile laws of the State of Hawaii.

SECTION 3. The expenditure of monies under this Act and under Act 125, Session Laws of Hawaii (1967), shall not be subject to the limitations of Chapter 3 (civil service law), chapter 4 (compensation law), and section 5-1 (Residence of public employees), of the Revised Laws of Hawaii (1955), as amended.

SECTION 4. The sum appropriated shall be expended by the Judicial Branch.

SECTION 5. This Act shall take effect upon its approval.
(Approved May 7, 1968.)