

EXECUTIVE CHAMBERS

HONOLULU

June 20, 2002

COPY

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 997

Honorable Members  
Twenty-First Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 997, entitled "A Bill for an Act Relating to Criminal Offenses."


The purpose of this bill is to direct the Judicial Council of Hawaii to convene a task force to engage in a comprehensive review of criminal charging procedures for the purpose of recommending to the Legislature, before the regular session of 2003, any necessary amendments to existing procedures. In addition, this bill directs the task force to review differing charging procedures throughout the nation, applicable state statutes and rules from jurisdictions other than Hawaii, cost factors involved with various charging procedures used in other jurisdictions, evaluations of statutes and charging procedures and the anticipated impact of enacting similar laws in Hawaii, and other relevant issues as deemed appropriate for discussion by the task force.

It is my understanding that the Judicial Council is willing to appoint a task force to conduct the review, but it does not have any professional staff to perform the necessary legal research for the task force. In order to perform the comprehensive review that will be mandated by this bill, the task force would need to hire at least one temporary legal researcher and would need about \$60,000. However, this bill does not include any appropriation of funds to hire a legal researcher.

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For the forgoing reason, I am returning Senate Bill No.  
997 without my approval.

Respectfully,

  
BENJAMIN J. CAYETANO  
Governor of Hawaii

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P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 997, entitled "A Bill for an Act Relating to Criminal Offenses," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 997 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 997 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 20  
day of June, 2002.



BENJAMIN J. CAYETANO  
Governor of Hawaii