
A BILL FOR AN ACT

RELATING TO REPEAT OFFENDERS.

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

1 SECTION 1. Section 706-606.5, Hawaii Revised Statutes, is
2 amended by amending subsection (4) to read as follows:

3 "(4) Notwithstanding any other law to the contrary, any
4 person convicted of any of the following misdemeanor offenses:

5 (a) Section 707-712 relating to assault in the third
6 degree;

7 (b) Section 707-717 relating to terroristic threatening in
8 the second degree;

9 (c) Section 707-733 relating to sexual assault in the
10 fourth degree; and

11 ~~[(d) Section 708-822 relating to criminal property damage~~
12 ~~in the third degree;~~

13 ~~[(e) Section 708-832 relating to theft in the third degree;~~
14 ~~and~~

15 ~~[(f) Section 708-833.5(2) relating to misdemeanor~~
16 ~~shoplifting,]~~

17 (d) Any misdemeanor offense under chapter 708,



1 and who has been convicted of any of the offenses enumerated
2 above on at least three prior and separate occasions within
3 [~~three~~] five years of the date of the commission of the present
4 offense, shall be sentenced to no less than [~~nine months~~] three
5 years of imprisonment. Whenever a court sentences a defendant
6 under this subsection for an offense under section 707-733, the
7 court shall order the defendant to participate in a sex offender
8 assessment and, if recommended based on the assessment,
9 participate in the sex offender treatment program established by
10 chapter 353E."

11 SECTION 2. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 3. This Act shall take effect on July 1, 2014.

14
INTRODUCED BY:

BY REQUEST

JAN 13 2014



H.B. NO. 1645

Report Title:

Honolulu Prosecutor's Package; Repeat Offenders

Description:

Amends section 706-606.5(4), HRS, to extend misdemeanor repeat offender sentencing to any misdemeanor offense under chapter 708, HRS. Increases the relevant period for prior convictions from 3 years to 5 years and increases the length of imprisonment from 9 months to 3 years.

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