

JAN 24 2018

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# A BILL FOR AN ACT

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RELATING TO THE ATTORNEY GENERAL.

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

SECTION 1. Chapter 28, Hawaii Revised Statutes, is amended  
by adding a new section to be appropriately designated and to  
read as follows:

"§28- Review of criminal investigations conducted by  
county police or county prosecuting attorneys. (a) The  
attorney general, upon referral by the county police or county  
prosecuting attorney, shall review or initiate a review of a  
criminal investigation conducted by the county police or county  
prosecuting attorney for the purpose of providing an independent  
review of such criminal investigations.

(b) In the course of the review, the attorney general may  
refer the review of the criminal investigation to, as  
applicable:

(1) A county police department of a county other than the  
county police that conducted the criminal  
investigation;



1       (2) A county prosecuting attorney of a county other than  
2           the county prosecuting attorney that conducted the  
3           criminal investigation; or

4       (3) The United States Attorney for the District of Hawaii.

5       (c) A review of a criminal investigation pursuant to this  
6       section shall be referred to or initiated by the attorney  
7       general no more than            days after the final disposition of  
8       the criminal investigation conducted by the county police or  
9       county prosecuting attorney. The attorney general or party  
10      referred pursuant to subsection (b), as applicable, shall have  
11      no more than            days to complete the review of the criminal  
12      investigation.

13      (d) Completed reviews of criminal investigations conducted  
14      by the attorney general or party referred pursuant to subsection  
15      (b), as applicable, shall be received by the county police or  
16      county prosecuting attorney, as applicable, no later than  
17      days after completion of the review. The review shall be  
18      final."

19      SECTION 2. New statutory material is underscored.



# S.B. NO. 2946

1 SECTION 3. This Act shall take effect upon its approval.

2

INTRODUCED BY: *Scott K. Kohn*



# S.B. NO. 2946

**Report Title:**

Criminal Investigations; Independent Review; Department of the Attorney General; County Prosecuting Attorneys; United States Attorneys

**Description:**

Requires the attorney general, upon referral by the county police or county prosecuting attorney, to review or initiate a review of a criminal investigation conducted by the county police or county prosecuting attorney for the purpose of providing an independent review of such criminal investigations. Authorizes the attorney general to refer the review of criminal investigations to another party, as appropriate. Sets forth deadlines for the reviews.

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

