

JAN 27 2021

A BILL FOR AN ACT

RELATING TO THE EXPEDITED AGENCY HEARING.

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

1 SECTION 1. Certain criminal activity that threatens the
2 health and safety of the community should be expedited for
3 review by each state agency. The purpose of this Act is to
4 provide for an expedited agency hearing.

5 SECTION 2. Chapter 91, Hawaii Revised Statutes, is amended
6 by adding a new section to be appropriately designated and to
7 read as follows:

8 "§91- Expedited agency hearing. (a) The expedited
9 agency hearing is authorized for any proceeding that involves:

10 (1) Any criminal activity that threatens the health and
11 safety of the community; or

12 (2) Any drug-related criminal activity.

13 (b) The agency or party shall provide a written request
14 for an expedited agency hearing specifying the criminal activity
15 and the action or relief sought.

16 (c) The expedited agency hearing shall be promptly
17 scheduled for a time and place reasonably convenient to both the
18 party and the agency. A written notification specifying the

1 time, place, and procedures governing the hearing shall be
2 delivered to the party.

3 (d) The decision and order of the expedited agency hearing
4 shall be in accordance with section 91-12."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: *M. N. W.*

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BY REQUEST

S.B. NO. 1125

Report Title:

Administrative Procedure; Expedited Agency Hearing

Description:

Provides for an expedited agency hearing for any criminal activity that threatens the health and safety of the community or any drug-related criminal activity.

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

JUSTIFICATION SHEET

DEPARTMENT: Hawaiian Home Lands

TITLE: A BILL FOR AN ACT RELATING TO THE EXPEDITED AGENCY HEARING.

PURPOSE: Provides for an expedited agency hearing that involves criminal activity that threatens the health and safety of the community or any drug-related criminal activity.

MEANS: Adds a new section to chapter 91, Hawaii Revised Statutes.

JUSTIFICATION: Criminal activity that is threatening the health and safety of the community must be addressed in a timely manner. This bill will provide for an expedited agency hearing allowing for a prompt response.

Impact on the public: This proposal protects the health and safety of communities.

Impact on the department and other agencies: All state agencies would have the means to promptly respond to concerns that threaten health and safety.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: HHL 625.

OTHER AFFECTED AGENCIES: State agencies.

EFFECTIVE DATE: Upon approval.