

A Bill for an Act Relating to Criminal Prosecution.

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

SECTION 1. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
CAREER CRIMINALS**

Sec. -1 Findings and purpose. The legislature finds that a substantial and disproportionate amount of serious crime is committed against the people by a relatively small number of multiple and repeat felony offenders, commonly known as career criminals. In enacting this chapter, the legislature intends to support increased efforts by prosecuting attorneys’ offices to prosecute career criminals through organizational and operational techniques that have been proven effective in selected counties in other states.

Sec. -2 Career criminal prosecution program. (a) There shall be established a career criminal prosecution program, whose purpose shall be the investigation and prosecution of those persons identified as habitual or career criminals.

(b) The office of the attorney general shall administer the program, and develop a plan of financial and technical assistance for prosecuting attorneys’ offices. The attorney general shall direct the program and may allocate and award funds to coun-

ties in which career criminal prosecution units are established in substantial compliance with the policies and criteria established by the attorney general. The establishment of these policies and criteria shall not be subject to chapter 91, but the criteria shall be based on the general definition in section -3.

Sec. -3 Persons subject to career criminal prosecution efforts. An individual shall be the subject of career criminal prosecution efforts who:

- (1) Has had two or more felony convictions within the last five years.
- (2) Has had three or more felony arrests within the last three years.
- (3) Has had one or more felony and two or more misdemeanor convictions and/or arrests within the last three years.
Misdemeanors will be limited to prostitution, theft II and place to keep firearm.
- (4) Has had three or more misdemeanor convictions and/or arrests within the last three years.
- (5) Is convicted and/or arrested for the offense of "felon in possession of a firearm" within the last five years.
- (6) Is on parole.
- (7) Is on probation.
- (8) Is on bond awaiting an appeal.
- (9) Is on bond awaiting trial.
- (10) Is known or suspected to be an associate of organized crime.
- (11) Is known or suspected of criminal activity.
- (12) Has no adult record but who has an extensive juvenile record;
- (13) Is a juvenile with an extensive record who has been waived to the circuit court for trial."

SECTION 2. This Act shall take effect upon its approval.

(Approved May 25, 1979.)