

ACT 124

H.B. NO. 204

A Bill for an Act Relating to the Penal Code.

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

SECTION 1. Chapter 708, Hawaii Revised Statutes is amended by adding a new section to be appropriately designated and read as follows:

“§708- Property recovered in burglary, theft, and related offenses. Identification of an item of property recovered for violation of part II and IV of chapter 708, Hawaii Revised Statutes may be made by photographing the items and authentication of the content of the photograph. Such photograph shall be deemed competent evidence of the item photographed and admissible in any proceeding, hearing, or trial for violation of the chapter.

Provided, however, that nothing in this section shall be construed to limit or to restrict the application of Rule 901 of the Hawaii Rules of Evidence.”

SECTION 2. New statutory material is underscored.*

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

(Approved June 10, 1981.)

*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.