

ACT 222

S.B. NO. 3157

A Bill for an Act Relating to Evidence.

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

SECTION 1. Section 291-5, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) [Subsection (b)] Nothing in this section shall [not] be construed as limiting the introduction, in any criminal proceeding for a violation under section 291-4 or in any proceeding under part XIV of chapter 286, of [any other competent] relevant evidence [bearing upon the question of whether or not the defendant was under the influence of intoxicating liquor at the time of the alleged violation.] of a person’s blood alcohol content obtained more than three hours after an alleged violation, provided that the evidence is offered in compliance with the Hawaii rules of evidence.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon approval.

(Approved June 12, 1992.)