

ACT 118

H.B. NO. 2205

A Bill for an Act Relating to Crime.

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

SECTION 1. Section 708-803, Hawaii Revised Statutes, is amended by amending subsection (4) to read as follows:

- “(4) For a conviction under this section, the sentence shall be either:
- (a) An indeterminate term of imprisonment of five years; provided that the minimum term of imprisonment shall be not less than one year;
- or

- (b) A term of probation of five years, with conditions to include but not be limited to one year of imprisonment; provided that probation shall only be available for a first conviction under this section.”

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

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

(Approved June 20, 2014.)