

DEPARTMENT OF THE ATTORNEY GENERAL

Adoption of Chapter 5-24
Hawaii Administrative Rules

January 8, 2009

SUMMARY

Chapter 24 of Title 5, Hawaii Administrative Rules, entitled "Fees for Hawaii Criminal Justice Data Center Services", is adopted.

HAWAII ADMINISTRATIVE RULES

TITLE 5

DEPARTMENT OF THE ATTORNEY GENERAL

SUBTITLE 2

HAWAII CRIMINAL JUSTICE DATA CENTER

CHAPTER 24

FEEES FOR HAWAII CRIMINAL JUSTICE DATA CENTER SERVICES

- §5-24-1 Purpose
- §5-24-2 Fee schedule
- §5-24-3 Exemptions

§5-24-1 Purpose. The purpose of this chapter is to establish fees for services provided by the Hawaii criminal justice data center and state and county criminal justice agencies, and to establish exemptions from the requirement to pay fees.

[Eff MAR 27 2009] (Auth: HRS §846-10.5 (Imp: HRS §846-10.5))

§5-24-2 Fee schedule. The fees for the following services are:

- (1) For each printout from the adult criminal conviction information website (eCrim) \$ 12.00
- (2) For each printout from a public access terminal \$ 15.00
- (3) For each initial application for the expungement of arrest records \$ 35.00
- (4) For each subsequent application

for the expungement of arrest records \$ 50.00

(5) Monthly fee for criminal history record checks conducted by government agencies not covered by an exemption set forth in section 5-24-3 or HRS §846-10.5. \$500.00

[Eff MAR 27 2009] (Auth: HRS §846-10.5) (Imp: HRS §846-10.5)

§5-24-3 Exemptions. The exemptions from the fees established in this chapter and HRS §846-10.5 are limited to requests from the following:

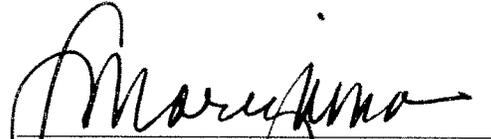
- (1) Criminal justice agencies for criminal justice purposes;
- (2) State or county agencies for employment or enlistment purposes;
- (3) Child care facilities for licensing purposes;
- (4) Non profit charitable organizations that are tax exempt under Internal Revenue Code section 501(c)(3) for criminal history record checks on their adult volunteers having direct contact with minors, the elderly or the disabled;
- (5) Criminal justice or law enforcement agencies for the expungement of an arrest, upon approval of the administrator of the Hawaii criminal justice data center; and
- (6) Federal or state agencies for the purposes of security checks, military intelligence, homeland security, anti-terrorism, counterintelligence and national security as authorized by law.

[Eff MAR 27 2009] (Auth: HRS §846-10.5) (Imp: HRS §846-10.5)

DEPARTMENT OF THE ATTORNEY GENERAL

Chapter 5-24, Hawaii Administrative Rules, on the summary page dated January 8, 2009, was adopted on January 8, 2009 following a public hearing held on November 14, 2008, after public notice was given in the Honolulu Advertiser, Hawaii Tribune-Herald, Maui News and Garden Isle News on October 14, 2008.

The adoption of chapter 5-24 shall take effect ten days after filing with the Office of the Lieutenant Governor.



Administrator
Hawaii Criminal Justice
Data Center



Mark J. Bennett
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APPROVED:



Linda Lingle
Governor
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Date: MAR 17 2009

APPROVED AS TO FORM:

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Filed

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