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# A BILL FOR AN ACT

RELATING TO ENDANGERING THE WELFARE OF A MINOR.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 709-903.5, Hawaii Revised Statutes, is  
2 amended by amending subsection (1) to read as follows:

3 "(1) Except as provided in subsection (2), a person  
4 commits the offense of endangering the welfare of a minor in the  
5 first degree if, having care or custody of a minor, the person  
6 intentionally or knowingly [~~allows~~]:

7 (a) Allows another person to inflict serious or  
8 substantial bodily injury on the minor[-];

9 (b) Causes or permits the minor to endure, or inflicts  
10 thereon, unjustifiable physical pain or mental  
11 suffering under circumstances or conditions likely to  
12 produce great bodily harm or death; or

13 (c) Causes or permits:

14 (i) The person or health of the minor to be injured;  
15 or

16 (ii) The minor to be placed in a situation where the  
17 minor's person or health is endangered."



1 SECTION 2. Section 709-904, Hawaii Revised Statutes, is  
2 amended by amending subsection (1) to read as follows:

3 "(1) Except as provided in section 709-903.5(2), a person  
4 commits the offense of endangering the welfare of a minor in the  
5 second degree if, having care or custody of a minor, the person  
6 [~~recklessly~~]:

7 (a) Recklessly allows another person to inflict serious or  
8 substantial bodily injury on the minor[-];

9 (b) Intentionally or knowingly causes or permits the minor  
10 to endure, or inflicts thereon, unjustifiable physical  
11 pain or mental suffering under circumstances or  
12 conditions other than those likely to produce great  
13 bodily harm or death; or

14 (c) Recklessly causes or permits:

15 (i) The person or health of the minor to be injured;

16 or

17 (ii) The minor to be placed in a situation where the  
18 minor's person or health is endangered."

19 SECTION 3. This Act does not affect rights and duties that  
20 matured, penalties that were incurred, and proceedings that were  
21 begun, before its effective date.



1 SECTION 4. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect on July 1, 2096.



HB 1995

HD1

**Report Title:**

Endangering Minors

**Description:**

Expands the crimes of endangering the welfare of a minor in the first degree and second degree to include a person who causes or permits unjustifiable pain or suffering to a minor or injures or endangers the minor's health or person. (HB1995 HD1)

