
A BILL FOR AN ACT

RELATING TO VIOLENCE AGAINST EMERGENCY MEDICAL SERVICES
PERSONNEL.

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

- 1 SECTION 1. Section 707-711, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:
- 3 "(1) A person commits the offense of assault in the second
4 degree if:
- 5 (a) The person intentionally or knowingly causes
6 substantial bodily injury to another;
- 7 (b) The person recklessly causes serious or substantial
8 bodily injury to another [~~person~~];
- 9 (c) The person intentionally or knowingly causes bodily
10 injury to a correctional worker, as defined in section
11 710-1031(2), who is engaged in the performance of duty
12 or who is within a correctional facility;
- 13 (d) The person intentionally or knowingly causes bodily
14 injury to another [~~person~~] with a dangerous
15 instrument; [~~or~~]
- 16 (e) The person intentionally or knowingly causes bodily
17 injury to an educational worker who is engaged in the



1 performance of duty or who is within an educational
2 facility. For the purposes of this paragraph,
3 "educational worker" means: any administrator,
4 specialist, counselor, teacher, or employee of the
5 department of education [+]or[+] an employee of a
6 charter school; a person who is a volunteer, as
7 defined in section 90-1, in a school program,
8 activity, or function that is established, sanctioned,
9 or approved by the department of education; or a
10 person hired by the department of education on a
11 contractual basis and engaged in carrying out an
12 educational function[-]; or

13 (f) The person intentionally or knowingly causes bodily
14 injury to any emergency medical services personnel who
15 is engaged in the performance of duty. For the
16 purposes of this paragraph, "emergency medical
17 services personnel" shall have the same meaning as in
18 section 321-222."

19 SECTION 2. Section 707-716, Hawaii Revised Statutes, is
20 amended by amending subsection (1) to read as follows:



1 "(1) A person commits the offense of terroristic
2 threatening in the first degree if the person commits
3 terroristic threatening:

4 (a) By threatening another person on more than one
5 occasion for the same or a similar purpose;

6 (b) By threats made in a common scheme against different
7 persons;

8 (c) Against a public servant arising out of the
9 performance of the public servant's official duties.
10 For the purposes of this paragraph, "public servant"
11 includes but is not limited to an educational worker.
12 "Educational worker" has the same meaning as defined
13 in section 707-711; ~~[or]~~

14 (d) Against any emergency medical services personnel who
15 is engaged in the performance of duty. For purposes
16 of this paragraph, "emergency medical services
17 personnel" shall have the same meaning as in section
18 321-222; or

19 ~~[(d)]~~ (e) With the use of a dangerous instrument."

20 SECTION 3. This Act does not affect rights and duties that
21 matured, penalties that were incurred, and proceedings that were
22 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 upon its approval.



Report Title:

Crimes; Violence Against Emergency Medical Services Personnel

Description:

Adds violence or the threat of violence against emergency medical services personnel to the offenses of assault in the second degree and terroristic threatening in the first degree. Eff. on approval. (SD2)

