

JAN 24 2007

A BILL FOR AN ACT

RELATING TO OFFENSES AGAINST THE PERSON.

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 subsection, "educational worker" means: [any]

4 (i) Any administrator, specialist, counselor,
5 teacher, or employee of the department of
6 education [~~+~~or~~+~~] an employee of a charter
7 school; [a]

8 (ii) A person who is a volunteer, as defined by
9 section 90-1, in a school program, activity, or
10 function that is established, sanctioned, or
11 approved by the department of education; or [a]

12 (iii) A person hired by the department of education on
13 a contractual basis and engaged in carrying out
14 an educational function[~~-~~]; or

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

21 SECTION 2. Section 707-716, Hawaii Revised Statutes, is
22 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 ~~[7-0x]~~ (1) (e);

14 (d) Against any emergency medical services personnel, as
15 defined in section 707-711(1) (f); or

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

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

20 SECTION 4. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.

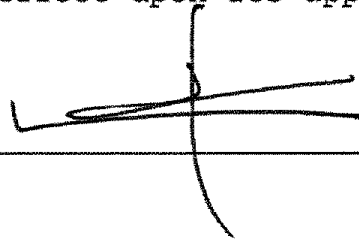


S.B. NO. 1725

1 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:


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Report Title:

Crimes; Violence Against Emergency Medical Services Personnel

Description:

Adds violence against emergency medical services personnel to the offenses of assault in the second degree and terroristic threatening in the first degree.

