
A BILL FOR AN ACT

RELATING TO VIOLENT CRIME.

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

1 SECTION 1. Chapter 712, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§712- Committing a violent crime in, on, or near
5 schools, school vehicles, or public parks. (1) A person
6 commits the offense of committing a violent crime in, on, or
7 near schools, school vehicles, or public parks if the person
8 knowingly:

9 (a) Commits a violent crime in or on the real property
10 comprising a school or public park;

11 (b) Commits a violent crime within seven hundred and fifty
12 feet of the real property comprising a school or
13 public park; or

14 (c) Commits a violent crime while on any school vehicle,
15 or within ten feet of a parked school vehicle during
16 the time that the vehicle is in service for or waiting
17 to transport school children.



1 (2) A person who violates subsection (1) is guilty of a
2 class A felony.

3 (3) For the purposes of this section:

4 "School" means any public or private preschool,
5 kindergarten, elementary, intermediate, middle secondary, or
6 high school.

7 "School vehicle" means every school vehicle as defined in
8 section 286-181 and any regulations adopted pursuant to that
9 section.

10 "Violent crime" means:

11 Assault in the first degree, as provided for in section
12 707-710;

13 Assault in the second degree, as provided for in section
14 707-711;

15 Sexual assault in the second degree, as provided for in
16 section 707-731; and

17 Sexual assault in the third degree, as provided for in
18 section 707-732."

19 SECTION 2. 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 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect on January 1, 2011.

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JAN 15 2010



Report Title:

Violent crime in, on, or near schools, school vehicles, or public parks

Description:

Enhances sentencing for certain violent crimes committed in, on, or near schools, school vehicles, or public parks.

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