
A BILL FOR AN ACT

RELATING TO GRAVE DESECRATION.

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

1 SECTION 1. Section 711-1107, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§711-1107 Desecration. (1) A person commits the offense
4 of desecration if the person intentionally desecrates:

5 (a) Any public monument or structure; or

6 (b) A place of worship [~~or burial~~]; or

7 (c) In a public place the national flag or any other
8 object of veneration by a substantial segment of the
9 public.

10 (2) A person commits the offense of desecration if the
11 person intentionally or negligently desecrates a grave or other
12 place of burial.

13 [~~(2)~~] (3) "Desecrate" means defacing, damaging, polluting,
14 or otherwise physically mistreating in a way that the defendant
15 knows will outrage the sensibilities of persons likely to
16 observe or discover the defendant's action.

17 [~~(3)~~] (4) Any person convicted of committing the offense
18 of desecration shall be sentenced to a term of imprisonment of



1 not more than one year, a fine of not more than \$10,000, or
2 both."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, and proceedings that were
5 begun before its effective date.

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect upon its approval.
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INTRODUCED BY:

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JAN 19 2010



Report Title:

Grave Desecration

Description:

Expands criminal offense of desecration to include the negligent desecration of a grave or place of burial.

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