

JAN 21 2011

A BILL FOR AN ACT

RELATING TO PROMOTING PROSTITUTION.

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

1 SECTION 1. Act 192, Session Laws of Hawaii 2008, is
2 amended by amending section 1 to read as follows:

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

6 "§712- Habitual solicitation of prostitution. (1) A
7 person commits the offense of habitual solicitation of
8 prostitution if the person is a habitual prostitution offender
9 and pays, agrees to pay, or offers to pay a fee to another
10 person to engage in sexual conduct.

11 (2) For the purposes of this section, a person has the
12 status of a "habitual prostitution offender" if the person, at
13 the time of the conduct for which the person is charged, had two
14 or more convictions within ten years of the instant offense for:

15 (a) Prostitution, in violation of section 712-1200;

16 (b) Street solicitation of prostitution, in violation of
17 section 712-1207;



1 (c) Habitual solicitation of prostitution, in violation of
2 this section;

3 (d) An offense of any other jurisdiction that is
4 comparable to one of the offenses in paragraphs (a),
5 (b), or (c); or

6 (e) Any combination of the offenses in paragraphs (a),
7 (b), (c), or (d).

8 A conviction for purposes of this section is a judgment on the
9 verdict or a finding of guilt, or a plea of guilty or nolo
10 contendere. The convictions must have occurred on separate
11 dates and be for separate incidents on separate dates. At the
12 time of the instant offense, the conviction must not have been
13 expunged by pardon, reversed, or set aside.

14 (3) Habitual solicitation of prostitution is a
15 [~~misdemeanor.~~] class C felony."

16 SECTION 2. Act 95, Session Laws of Hawaii 2010, is amended
17 by amending section 3 to read as follows:

18 "SECTION 3. This Act shall take effect upon its approval[
19 ~~and shall be repealed on June 30, 2012]~~."

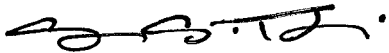
20 SECTION 3. This Act does not affect rights and duties that
21 matured, penalties that were incurred, and proceedings that were
22 begun before its effective date.



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 Statutory material to be repealed is bracketed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 on July 1, 2011.

4

INTRODUCED BY: 
By Request



Report Title:

Promoting Prostitution

Description:

Amends Act 192, Session Laws of Hawaii 2008, to make the offense of habitual solicitation of prostitution a class C felony.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

