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# A BILL FOR AN ACT

RELATING TO POLICE POWERS.

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

1           SECTION 1. Chapter 52D, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§52D-     Police power; access to private property.

5 Notwithstanding any law to the contrary, a police officer shall  
6 have the authority to enter onto private property, without the  
7 prior consent of the property owner, in order to exercise all  
8 powers, privileges, and authority necessary to enforce the laws  
9 of the State; provided that the property is expressly or  
10 impliedly open to the public."

11           SECTION 2. Nothing in this Act is intended to interfere  
12 with the Fourth Amendment rights against unreasonable searches  
13 and seizures of any person affected.

14           SECTION 3. New statutory material is underscored.

15           SECTION 4. This Act shall take effect upon its approval.

16

INTRODUCED BY: \_\_\_\_\_



JAN 11 2012



# H.B. NO. 1722

**Report Title:**

Police Powers; Private Property

**Description:**

Gives a police officer the authority to enter onto private property, without the prior consent of the property owner, in order to exercise all powers, privileges, and authority necessary to enforce the laws of the State; provided that the property is generally open to the public.

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

