

JAN 21 2011

S.B. NO. 880

A BILL FOR AN ACT

RELATING TO VETERANS RIGHTS AND BENEFITS.

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

1 SECTION 1. Chapter 363, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§363- Demonstrations at cemeteries; prohibited;
5 penalties. (a) No person may carry out a demonstration at a
6 state or county veterans cemetery except as approved under
7 subsection (b) by the council of the county in which the
8 cemetery is located.

9 (b) No council shall grant approval to carry out a
10 demonstration during the period beginning sixty minutes before
11 and ending sixty minutes after a funeral, memorial service, or
12 ceremony is scheduled to be held, any part of which
13 demonstration:

14 (1) Takes place within one hundred and fifty feet of a
15 road, pathway, or other route of ingress to or egress
16 from the cemetery property, and includes, as part of
17 the demonstration, any individual wilfully making or
18 assisting in the making of any noise or diversion that



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disturbs or tends to disturb the peace or good order of the funeral, memorial service, or ceremony; or

(2) Is within three hundred feet of the cemetery and impedes the access to or egress from the cemetery.

(c) For purposes of this section, "demonstration" means:

(1) Any picketing or similar conduct;

(2) Any oration, speech, use of sound amplification equipment or device, or similar conduct that is not part of a funeral, memorial service, or ceremony;

(3) The display of any placard, banner, flag, or similar device, unless such a display is part of a funeral, memorial service, or ceremony; or

(4) The distribution of any handbill, pamphlet, leaflet, or other written or printed matter other than a program distributed as part of a funeral, memorial service, or ceremony.

(d) Any person who violates this section shall be guilty of a petty misdemeanor."

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY:

Will Evans
Ronald de Bahr



Report Title:

Veterans' Funerals; Protests

Description:

Prohibits protests within 300 feet of the entrance of any state or county veterans cemetery from 60 minutes before to 60 minutes after the funeral.

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