
A BILL FOR AN ACT

RELATING TO SEX OFFENDERS.

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

1 SECTION 1. The legislature finds that persons convicted of
2 a sexual offense often commit further sexual offenses. Children
3 and families expect day care centers, schools, playgrounds, and
4 other child-friendly areas to be safe and free from sexual
5 predators. The legislature further finds the need to maintain
6 the safety of our children in these areas.

7 The purpose of this Act is to establish statewide residency
8 standards to prohibit persons age eighteen or older who have
9 been convicted of a sexual offense against a child twelve years
10 old or younger from residing within close proximity to a child-
11 friendly facility or area.

12 SECTION 2. (a) The department of public safety shall
13 develop statewide residency standards that shall prohibit
14 persons who have been convicted of a sexual offense against a
15 child twelve years old or younger from residing within close
16 proximity to a day care center, school, playground, or other
17 child-friendly facility or area. The department of public
18 safety shall work in consultation with a representative from



1 each county and a representative from each of the following
2 agencies:

- 3 (1) Department of the attorney general;
- 4 (2) Department of human services;
- 5 (3) Department of health;
- 6 (4) Hawaii public housing authority;
- 7 (5) Department of education; and
- 8 (6) Any other agency or organization as deemed
9 appropriate by the department of public safety.

10 (b) The department of public safety, working in
11 consultation with each county and the agencies named in
12 subsection (a) of this section, shall identify:

- 13 (1) Areas in which persons who have been convicted of a
14 sexual offense against a child twelve years old or
15 younger should not reside due to public safety and
16 welfare concerns; and
- 17 (2) Areas in which persons who have been convicted of a
18 sexual offense against a child twelve years old or
19 younger currently reside.

20 SECTION 3. The statewide residency standards referenced in
21 subsection (a) of section 2 of this Act shall take into account:



- 1 (a) Available housing units to accommodate persons who
- 2 have been convicted of a sexual offense against a
- 3 child twelve years old or younger;
- 4 (b) Average response time of emergency services to these
- 5 areas;
- 6 (c) Proximity of medical services, mental health
- 7 providers, and sex offender treatment providers to
- 8 these areas; and
- 9 (d) The Constitutional rights of persons who have been
- 10 convicted of a sexual offense against a child twelve
- 11 years old or younger.

12 SECTION 4. The department of public safety shall report to
 13 the legislature no later than twenty days prior to the convening
 14 of the 2014 regular session on the status of the statewide
 15 residency standards, including any recommendations for
 16 legislation and funding to implement the statewide residency
 17 standards.

18 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY:

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H.B. NO. 1369

Report Title:

Sex Offenders; Residency Standards

Description:

Requires the Department of Public Safety, working in consultation with each county and specified agencies, to develop statewide residency standards that prohibit persons who have been convicted of a sexual offense against a child twelve years old or younger from residing within close proximity to a child-friendly facility or area.

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

