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## A BILL FOR AN ACT

RELATING TO SEXUAL OFFENSES AGAINST MINORS.

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

- 1           SECTION 1. Chapter 712, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:
- 4           "§712-           Prohibition on presence of certain sex offenders  
5 near school property. (1) It shall be unlawful for any person  
6 convicted of a sexual offense against a minor to be present in  
7 or loiter within                    feet of any school building or any  
8 real property comprising a school; provided that:
- 9           (a) A student who is enrolled at a particular school shall  
10           not be prohibited from being present in or loitering  
11           within                    feet of the school at which the  
12           student is enrolled;
- 13           (b) A person who is a lawfully registered and qualified  
14           voter shall be permitted to be present on school  
15           property for the sole purpose of casting a vote;
- 16           (c) A parent, legal guardian, or custodian of a child  
17           enrolled at a particular school may be permitted to be  
18           present or loiter within                    feet of the school



1           at which the child is enrolled if the parent, legal  
2           guardian, or custodian:

3           (i) Has permission from the superintendent or board  
4           of education; provided that the superintendent or  
5           board has notified the school principal, in the  
6           case of a public school; or

7           (ii) Has permission from the principal, in the case of  
8           a private school.

9           (2) As used in this section:

10           "School" means any public, charter, or private preschool,  
11           kindergarten, elementary, intermediate, secondary, or high  
12           school.

13           "Sexual offense" shall have the same meaning as in section  
14           846E-1.

15           (3) Any person who violates this section shall be guilty  
16           of a misdemeanor."

17           SECTION 2. This Act does not affect rights and duties that  
18           matured, penalties that were incurred, and proceedings that were  
19           begun before its effective date.



1 SECTION 3. New statutory material is underscored.  
 2 SECTION 4. This Act shall take effect upon its approval.  
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# H.B. NO. 2595

**Report Title:**

Sex Offenders; Penal Code; Schools

**Description:**

Prohibits a sex offender convicted of a sexual offense against a minor from being present at a school or loitering within an unspecified number of feet of any school building or real property comprising a school. Provides certain exceptions.

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

