

JAN 18 2013

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 shall 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 county 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 fifty feet of a road,
15 pathway, or other route of ingress to or egress from
16 the cemetery property, and includes, as part of the
17 demonstration, any individual wilfully making or
18 assisting in the making of any noise or diversion that



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

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

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

6 (1) Any picketing or similar conduct;

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

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

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

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

19 SECTION 2. New statutory material is underscored.

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

21 INTRODUCED BY: Will Enger



S.B. NO. 542

Henry H. Baker

John D.
Cummings, Sr.



S.B. NO. 542

Report Title:

Veterans' Funerals; Demonstrations

Description:

Prohibits demonstrations within 300 feet of the entrance or within 150 feet from routes of entry or exit of any state or county veterans cemetery from 60 minutes before to 60 minutes after the funeral.

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

