
A BILL FOR AN ACT

RELATING TO PUBLIC HOUSING.

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

1 SECTION 1. Section 708-813, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§708-813 Criminal trespass in the first degree.** (1) A
4 person commits the offense of criminal trespass in the first
5 degree if:

6 (a) That person knowingly enters or remains unlawfully:

7 (i) In a dwelling; or

8 (ii) In or upon the premises of a hotel or apartment
9 building;

10 (b) That person:

11 (i) Knowingly enters or remains unlawfully in or upon
12 premises that are fenced or enclosed in a manner
13 designed to exclude intruders; and

14 (ii) Is in possession of a firearm, as defined in
15 section 134-1, at the time of the intrusion; [~~or~~]

16 (c) That person enters or remains unlawfully in or upon
17 the premises of any public school as defined in
18 section 302A-101, or any private school, after



1 reasonable warning or request to leave by school
2 authorities or a [~~police~~] law enforcement officer;
3 provided [~~however, such~~] that a warning or request to
4 leave shall not be [~~unnecessary~~] necessary between
5 10:00 p.m. and 5:00 a.m.; or

6 (d) That person enters or remains unlawfully in or upon
7 the premises of any public housing project, as defined
8 in section 356D-1 or 356D-91, after a reasonable
9 warning or request to leave by housing authorities or
10 a law enforcement officer, based upon an alleged
11 violation of law or administrative rule.

12 (2) As used in this section, "housing authorities" means
13 resident managers or managers, tenant monitors, security guards,
14 or others officially designated by the Hawaii public housing
15 authority.

16 [~~(2)~~] (3) Criminal trespass in the first degree is a
17 misdemeanor."

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

21 SECTION 3. Statutory material to be repealed is bracketed
22 and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on January 1, 2014.

2



Report Title:

Criminal Trespass; Public Housing Project

Description:

Broadens criminal trespass in the first degree to include a person who enters or remains unlawfully in or upon the premises of a public housing project after a reasonable request or warning to leave by housing authorities or a law enforcement officer, based on an alleged violation of law or administrative rule. (SD1)

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