
A BILL FOR AN ACT

RELATING TO SEXUAL ASSAULT.

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

1 SECTION 1. Section 707-733, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person commits the offense of sexual assault in the
4 fourth degree if:

5 (a) The person knowingly subjects another person to sexual
6 contact by compulsion or causes another person to have
7 sexual contact with the actor by compulsion;

8 (b) The person knowingly exposes the person's genitals to
9 another person under circumstances in which the
10 actor's conduct is likely to alarm the other person or
11 put the other person in fear of bodily injury; ~~[or]~~

12 (c) The person knowingly trespasses on property for the
13 purpose of subjecting another person to surreptitious
14 surveillance for the sexual gratification of the
15 actor ~~[or]~~; or

16 (d) The person knowingly engages in or causes sexual
17 contact with a person who is at least sixteen years



1 old but less than eighteen years old and holds a
 2 position of trust, power, authority, or supervision
 3 over that minor; provided that:

4 (i) The person is not less than five years older than
 5 the minor; and

6 (ii) The person is not legally married to the minor."

7 SECTION 2. Statutory material to be repealed is bracketed
 8 and stricken. New statutory material is underscored.

9 SECTION 3. This Act does not affect rights and duties that
 10 matured, penalties that were incurred, and proceedings that were
 11 begun before its effective date.

12 SECTION 4. This Act shall take effect upon its approval.

13

INTRODUCED BY: *Kal Rhoad*

JAN 27 2015



H.B. NO. 1044

Report Title:

Sexual Assault in the Fourth Degree

Description:

Amends sexual assault in the fourth degree to include persons who abuse their position of trust, power, authority, or supervision of a person at least sixteen years old but less than eighteen years old.

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