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# A BILL FOR AN ACT

RELATING TO NUISANCE ABATEMENT.

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

1 SECTION 1. Section 712-1270, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "§712-1270 Places used to commit offenses against public  
4 health and morals~~[7]~~ or other offenses, a nuisance. Every  
5 building, premises, or place used for the purpose of violating:

6 (1) Those laws pertaining to offenses against public  
7 health and morals contained in this chapter, except  
8 offenses under part IV that do not involve the  
9 manufacture or distribution of drugs and activities  
10 under part III that involve only social gambling as  
11 defined in section 712-1231(a); ~~[or]~~

12 (2) Section 132D-14(a)(1) or (3) ~~[7]~~; or

13 (3) Any offense under part II of chapter 708 that involves  
14 a person unlawfully residing on or otherwise occupying  
15 real property to which the person has no title, lease,  
16 or other legal claim,

17 and every building, premises, or place in or upon which  
18 violations of any of the laws set forth in paragraph (1) ~~[or]~~,



1 (2), or (3) are held or occur, is a nuisance that shall be  
2 enjoined, abated, and prevented, regardless of whether it is a  
3 public or private nuisance."

4 SECTION 2. This Act does not affect rights and duties that  
5 matured, penalties that were incurred, and proceedings that were  
6 begun before its effective date.

7 SECTION 3. Statutory material to be repealed is bracketed  
8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on January 7, 2059.



**Report Title:**

Nuisance Abatement; Offenses of Intrusion; Criminal Trespass

**Description:**

Amends nuisance abatement laws to authorize civil suits to abate violations of trespass and other offenses that involve the unlawful occupation of real property, including an order of abatement permanently prohibiting the perpetrators from residing in or entering into the subject real property. Takes effect on 1/7/2059. (SD1)

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

