
A BILL FOR AN ACT

RELATING TO SCHOOLS.

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

1 SECTION 1. Section 708-813, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person commits the offense of criminal trespass in
4 the first degree if:

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

6 (i) In a dwelling; or

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

9 (b) That person:

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

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

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



1 reasonable warning or request to leave by school
2 authorities or a police officer; provided however,
3 [~~such~~] the warning or request to leave shall be
4 unnecessary between 10:00 p.m. and 5:00 a.m.; or

5 (d) That person enters or remains in or upon the street,
6 sidewalk, or public way immediately adjacent to any
7 school property, or any public right-of-way situated
8 immediately adjacent to school property:

9 (i) During regular school hours or within one hour
10 before or after the school day or one hour before
11 or after a school-sponsored activity;

12 (ii) Without a lawful business purpose;

13 (iii) In interference with or disruption of the orderly
14 operation, safety, or peaceful conduct of the
15 school or school activity, through the person's
16 presence or intentional actions; and

17 (iv) After reasonable warning or request to leave by
18 school authorities or a police officer."

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



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

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

4

INTRODUCED BY: Michelle D. Sedoni

[Handwritten signature]

Will Egan

Sp. Advisor

Mike Hubbard

[Handwritten signature]

[Handwritten signature]



S.B. NO. 688

Report Title:

Criminal Trespass; Schools; Roads; Streets; Highways

Description:

Prohibits persons from interfering with or disrupting the orderly operation, safety, or peaceful conduct of a school or school-related activity.

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

