
A BILL FOR AN ACT

RELATING TO USE OF FORCE.

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

1 SECTION 1. Section 703-304, Hawaii Revised Statutes, is
2 amended by amending subsection (2) to read as follows:

3 "(2) The use of deadly force is justifiable under this
4 section if the actor [~~believes~~]:

5 (a) Believes that deadly force is necessary to protect
6 [~~himself~~] the actor against death, serious bodily
7 injury, kidnapping, rape, or forcible sodomy[-]; or

8 (b) Is in the actor's dwelling when another person remains
9 unlawfully in the dwelling, and there is an imminent
10 threat of physical harm, bodily injury, or assault."

11 SECTION 2. This Act does not affect rights and duties that
12 matured, penalties that were incurred, and proceedings that were
13 begun before its effective date.

14 SECTION 3. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.



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

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INTRODUCED BY:

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JAN 22 2019



H.B. NO. 792

Report Title:

Deadly Force; Justification

Description:

Justifies the use of deadly force if an actor is in the actor's home when another person remains unlawfully in the home, and there is an imminent threat of physical harm, bodily injury, or assault.

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