

JAN 23 2020

A BILL FOR AN ACT

RELATING TO SENTENCING.

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

1 SECTION 1. Chapter 706, Hawaii Revised Statutes, is
2 amended by adding a new section to part II to be appropriately
3 designated and to read as follows:

4 "§706- Authority to impose probationary geographic
5 restriction; Waikiki; business districts; resort zones. A
6 defendant who has been convicted of a misdemeanor, has two prior
7 misdemeanor convictions, and each conviction was the result of
8 an act that occurred within Waikiki, or within the same business
9 district or resort zoned area may be sentenced to a probationary
10 term of geographic restriction not exceeding years during
11 which the defendant shall be prohibited from entering the
12 district or area in which the acts occurred. Violation of an
13 imposed geographic restriction shall be a misdemeanor and shall
14 result in imprisonment of thirty days.

15 An individual who lives or works within the district or
16 area in which the acts occurred shall not be prohibited from
17 entering the district.



1 For purposes of this section:

2 "Business district" means the territory contiguous to and
3 including a highway when within any six hundred feet along such
4 highway there are buildings in use for business or industrial
5 purposes, including but not limited to hotels, banks, or office
6 buildings, and public buildings which occupy at least three
7 hundred feet of frontage on one side or three hundred feet
8 collectively on both sides of the highway.

9 "Waikiki" means that area of Oahu bounded by the Ala Wai
10 canal, the ocean, and Kapahulu avenue."

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. New statutory material is underscored.

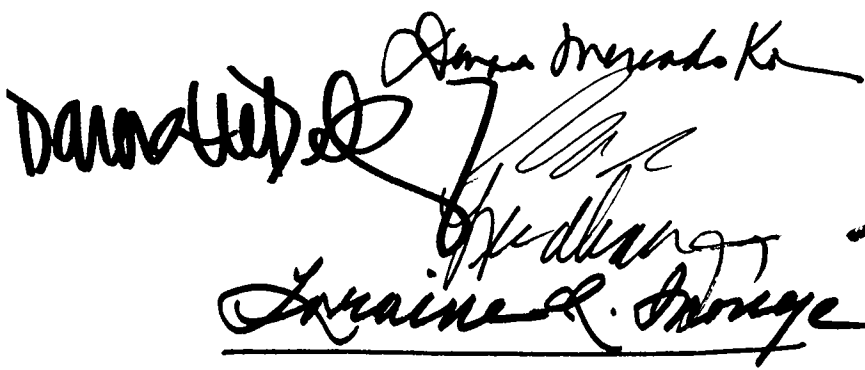
15 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:











S.B. NO. 2950

Breene Hunt



S.B. NO. 2950

Report Title:

Probation; Geographic Restriction; Misdemeanor Conviction;
Waikiki; Business Districts; Resort Zones Areas

Description:

Allows a defendant who has been convicted of three misdemeanors in Waikiki, any business district, or resort zoned area to be sentenced to a probationary term of geographic restriction not exceeding _____ years during which the defendant shall be prohibited from entering the district or area in which the acts occurred. Imposes imprisonment of thirty days for violation.

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

