
A BILL FOR AN ACT

RELATING TO PUBLIC CORRUPTION.

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

1 SECTION 1. Section 710-1040, Hawaii Revised Statutes, is
2 amended by amending subsection (4) to read as follows:

3 "(4) Bribery is a class B felony[-]; provided that bribery
4 is a class A felony if:

5 (a) The public servant is an elected or appointed
6 official;

7 (b) The value, or aggregate value, of the pecuniary
8 benefit described in subsection (1)(a) or (1)(b)
9 exceeds \$20,000; or

10 (c) The person commits three or more acts of bribery as
11 described in subsection (1)(a) or (1)(b) in a
12 three-year period.

13 (5) A person convicted of violating this section,
14 notwithstanding any law to the contrary, shall not be eligible
15 for a deferred acceptance of guilty plea or nolo contendere plea
16 under chapter 853."



1 SECTION 2. Section 710-1072.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§710-1072.5 Obstruction of justice. (1) A person
4 commits the offense of obstruction of justice if the person
5 intentionally [~~engages in the following conduct~~]:

6 (a) When called as a witness and having been granted
7 immunity pursuant to chapters 480 and 621C, before or
8 after having been qualified as a witness, [~~shall~~
9 ~~refuse~~] refuses to testify or be qualified as a
10 witness when duly directed to testify or be qualified
11 as a witness[-]; or

12 (b) Influences; obstructs; impedes; or endeavors to
13 influence, obstruct, or impede, the due administration
14 of justice by means of force, threat of force,
15 coercion, fraud, or deception.

16 (2) Obstruction of justice is a class [C] B felony. A
17 person convicted of violating this section, notwithstanding any
18 law to the contrary, shall not be eligible for a deferred
19 acceptance of guilty plea or nolo contendere plea under
20 chapter 853."



H.B. NO. 126

Report Title:

Honolulu Prosecuting Attorney Package; Public Corruption;
Bribery; Offenses; Penalties

Description:

Increases the penalties for bribery under certain circumstances.
Amends the offense of obstruction of justice to include
obstruction by force, threat of force, coercion, fraud, or
deception.

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