

ACT 191

S.B. NO. 214

A Bill for an Act Relating to Public Transit.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 711, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§711- Interference with the operation of a public transit vehicle.

(1) A person commits the offense of interference with the operation of a public transit vehicle if the person intentionally, knowingly, or recklessly causes:

- (a) Damage of a public transit vehicle, resulting in the vehicle’s removal from service; or
 - (b) The unreasonable interruption of a public transit system or service.
- (2) As used in this section, “public transit vehicle” includes:

- (a) Any public paratransit vehicle providing service to the disabled;
 - (b) Any transit vehicle used for the transportation of passengers in return for legally charged fees or fares, including any taxi; and
 - (c) Any transit vehicle owned or operated by a government entity, including any school bus.
- (3) Interference with the operation of a public transit vehicle shall be a violation; provided that interference with the operation of a public transit vehicle that results in serious bodily injury to, or death of, any person, shall be a class C felony.”

SECTION 2. Section 711-1112, Hawaii Revised Statutes, is amended by amending subsections (1) and (2) to read as follows:

“(1) A person commits the offense of interference with the operator of a public transit vehicle if the person interferes with ~~[the operation of a public transit vehicle]~~ or lessens the ability of the operator to operate the public transit vehicle by:

- (a) Intentionally, knowingly, or recklessly causing bodily injury to the operator of the public transit vehicle; or
 - (b) Threatening, by word or conduct, to cause bodily injury to the operator of the public transit vehicle with the intent to terrorize, or in reckless disregard of the risk of terrorizing the operator of the public transit vehicle.
- (2) For the purposes of this section, “public transit vehicle” ~~[is a]~~ means:
- (a) Any public paratransit vehicle providing service to the disabled~~[-any];~~
 - (b) Any¹ transit vehicle used for the transportation of passengers in return for legally charged fees or fares, including any taxi; or
 - (c) Any transit vehicle owned or operated by a government entity, including any school bus~~[-or any taxi].”~~

SECTION 3. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.²

SECTION 5. This Act shall take effect upon its approval.

(Approved July 3, 2023.)

Notes

- 1. So in original.
- 2. Edited pursuant to HRS §23G-16.5.