

ACT 249

S.B. NO. 2197

A Bill for an Act Relating to Gambling Offenses.

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

SECTION 1. Section 712-1220, Hawaii Revised Statutes, is amended by amending the definition of “advance gambling activity” to read as follows:

““Advance gambling activity”. A person “advances gambling activity” if the person:

- (1) Engages in conduct that materially aids any form of gambling activity. Conduct of this nature includes but is not limited to conduct directed toward:
 - (A) The creation or establishment of the particular game, contest, scheme, device, or activity involved;
 - (B) The acquisition or maintenance of premises, paraphernalia, equipment, or apparatus therefor;
 - (C) The solicitation or inducement of persons to participate therein;
 - (D) The actual conduct of the playing phases thereof;
 - (E) The arrangement of any of its financial or recording phases; or
 - (F) Any other phase of its operation; or
- (2) Having substantial proprietary control or other authoritative control over premises being used with the person’s knowledge for purposes of gambling activity, permits that activity to occur or continue [~~or makes no effort to prevent its occurrence or continuation~~].”

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

SECTION 3. Statutory material to be repealed is bracketed and stricken.

SECTION 4. This Act shall take effect upon its approval; provided that on July 1, 2029, this Act shall be repealed and section 712-1220, Hawaii Revised Statutes, shall be reenacted in the form in which it read on the day prior to the effective date of this Act.

(Approved July 9, 2024.)