

A BILL FOR AN ACT

RELATING TO NUISANCE ABATEMENT.

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

- SECTION 1. The purpose of this Act is to amend chapter

 712, Hawaii Revised Statutes, specifically part V, nuisance

 abatement, by adding part III, gambling offenses, to the list of

 qualifying offenses. The legislature finds that the Honolulu

 police department has often used the nuisance abatement law to
- 6 remind owners and landlords about their responsibility to
- 7 monitor the use of their property. However, gambling offenses
- ${f 8}$ are not listed as qualifying offenses even though gambling rooms
- 9 have been the scene of extremely violent crimes, such as
- 10 homicides, and are known to be used for the distribution of
- 11 narcotics. Currently, there are no consequences for owners who
- 12 fail to take action regarding the ongoing gambling activity
- 13 occurring on their property. As a result, an amendment needs to
- 14 be made to chapter 712, Hawaii Revised Statutes, part V,
- 15 nuisance abatement, specifically section 712-1270. This Act
- 16 would provide an additional course of action for law enforcement
- 17 to use to create a safer community.

H.B. NO. 1015

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SECTION 2. Section 712-1270, Hawaii Revised Statutes, is
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    amended to read as follows:
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         "$712-1270 Places used to commit offenses against public
    health and morals, a nuisance. Every building, premises, or
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    place used for the purpose of violating:
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              Those laws pertaining to offenses against public
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              health and morals contained in parts I, II, III, and
              IV of this chapter, except offenses under part IV
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              which do not involve the manufacture or distribution
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              of drugs; or
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              Section 132D-14(a)(1) or (3),
         (2)
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    and every building, premises, or place in or upon which the
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    violations are held or occur in parts I, II, III, and IV, or
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    section 132D-14(a)(1) or (3), is a nuisance that shall be
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    enjoined, abated, and prevented, regardless of whether it is a
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    public or private nuisance."
         SECTION 3. This Act does not affect rights and duties that
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    matured, penalties that were incurred, and proceedings that were
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    begun before its effective date.
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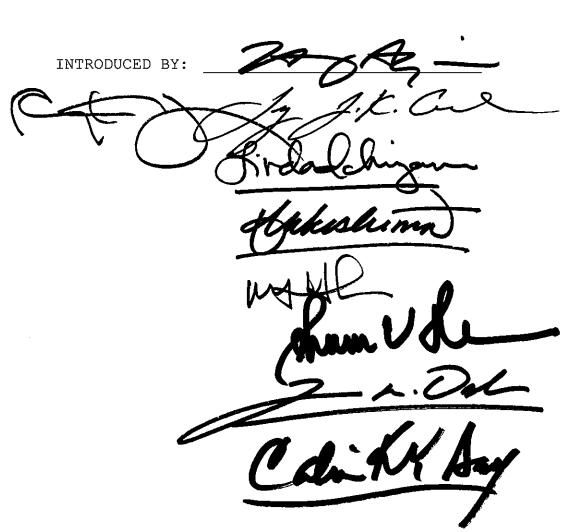
SECTION 4. New statutory material is underscored.

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

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Report Title:

Nuisance Abatement; Gambling

Description:

Adds gambling offenses to the nuisance abatement law.

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