
A BILL FOR AN ACT

RELATING TO SEXUAL ASSAULT.

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

1 SECTION 1. Section 707-733, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person commits the offense of sexual assault in the
4 fourth degree if:

5 (a) The person knowingly subjects another person to sexual
6 contact by compulsion or causes another person to have
7 sexual contact with the actor by compulsion;

8 (b) The person knowingly exposes the person's genitals to
9 another person under circumstances in which the
10 actor's conduct is likely to alarm the other person or
11 put the other person in fear of bodily injury; ~~[or]~~

12 (c) The person knowingly trespasses on property for the
13 purpose of subjecting another person to surreptitious
14 surveillance for the sexual gratification of the
15 actor ~~[or]~~; or

16 (d) The person knowingly engages in or causes sexual
17 contact with a minor who is at least sixteen years old
18 and the person is contemporaneously acting in a



1 professional capacity to instruct, advise, or
2 supervise the minor; provided that:

3 (i) The person is not less than five years older than
4 the minor; and

5 (ii) The person is not legally married to the minor."

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

9 SECTION 3. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect on January 7, 2059.



Report Title:

Sexual Assault in the Fourth Degree; Minors

Description:

Amends the offense of sexual assault in the fourth degree to include a person who engages in or causes sexual contact with a minor at least sixteen years of age and the person is contemporaneously acting in a professional capacity to instruct, advise, or supervise the minor under certain circumstances. Takes effect 1/7/2059. (SD1)

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

