
A BILL FOR AN ACT

RELATING TO CHILD CARE.

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

1 SECTION 1. Section 346-156, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§346-156~~ **Penalty.** (a) Any person ~~[violating any~~
4 ~~provision of]~~ who violates this chapter or any rule ~~[made~~
5 ~~pursuant thereto]~~ adopted pursuant to this chapter shall be
6 fined as follows:

7 (1) Up to \$1,000 for the first violation; and
8 (2) Up to \$3,000 for the second violation and each
9 succeeding violation.

10 (b) Notwithstanding subsection (a), any person who
11 violates part VIII of this chapter or any rule adopted pursuant
12 thereto shall be fined as follows:

13 (1) Up to \$5,000 for the first violation; and
14 (2) Up to \$10,000 for the second violation and each
15 succeeding violation.

16 (c) In addition to the penalties under subsection (b), the
17 department may refer to the attorney general or respective



1 county police department any intentional, knowing, or reckless
2 violation of part VIII of this chapter or of any health and
3 safety rule adopted pursuant thereto, for prosecution of any
4 applicable offense under part II or III of chapter 707, or
5 section 709-903.5 or 709-904."

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 Statutory material to be repealed is bracketed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, 2090.



Report Title:

Child Care; Penalties; Department of Human Services

Description:

Increases monetary penalties for violating the laws relating to child care facilities. Authorizes the Department of Human Services to refer to the Attorney General or respective county police department any intentional, knowing, or reckless violation of the laws relating to child care facilities or certain criminal offenses. (SB21 HD1)

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