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## A BILL FOR AN ACT

RELATING TO RECKLESS ENDANGERING.

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

1           SECTION 1. The purpose of this Act is to better protect  
2 public health by deterring reckless conduct that places innocent  
3 persons in danger of contracting a deadly disease such as  
4 coronavirus disease 2019.

5           SECTION 2. Section 707-714, Hawaii Revised Statutes, is  
6 amended by amending subsection (2) to read as follows:

7           "(2) Reckless endangering in the second degree is a  
8 misdemeanor[~~-~~]; provided that:

9           (a) If the factual basis for the offense involved the  
10           person knowingly boarding a commercial flight into the  
11           State:

12           (i) After having tested positive for an illness or  
13           disease that is spread by an airborne pathogen;  
14           or

15           (ii) While under the belief that the person may have  
16           been infected by an airborne pathogen; and



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1        (b) A state of emergency has been declared for the State  
2                    or county of arrival, as applicable, due to the public  
3                    health threat posed by the airborne pathogen,  
4 then the applicable fine shall be not less than \$500 and not  
5 more than \$4,000, in addition to any other penalty."

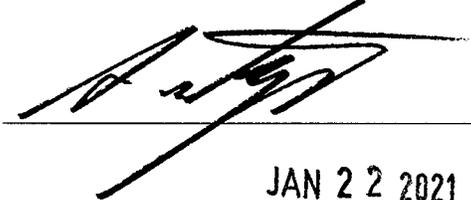
6            SECTION 3. This Act does not affect rights and duties that  
7 matured, penalties that were incurred, and proceedings that were  
8 begun before its effective date.

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 Statutory material to be repealed is bracketed  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

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

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INTRODUCED BY:

  
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JAN 22 2021



# H.B. NO.532

**Report Title:**

Public Health; Coronavirus Disease 2019; Reckless Endangering in the Second Degree; Commercial Flights; Fine

**Description:**

Provides for a minimum fine of \$500 and maximum fine of \$4,000, in addition to any other penalty, for the misdemeanor offense of reckless endangering in the second degree under certain circumstances, such as boarding a commercial flight into the State after having tested positive for COVID-19.

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

