
A BILL FOR AN ACT

RELATING TO CHILD TORTURE.

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

1 SECTION 1. Chapter 709, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§709- Child torture; penalty. (1) A person commits
5 the offense of child torture if the person is a parent or legal
6 guardian of, resides in the same home with, or has recurring
7 access to, a minor and intentionally, knowingly, or recklessly
8 tortures the minor, with intent to cause or knowledge of
9 causing, or in reckless disregard of the substantial and
10 unjustifiable risk of causing, mental anguish to the minor.

11 (2) As used in this section, "torture" of a minor includes
12 the following:

13 (a) Inflicting, or threatening to inflict, bodily injury
14 upon the minor;

15 (b) Threatening the minor with imminent death;



(c) Threatening the minor that another person, or a pet,
will imminently be subjected to death, serious bodily
injury, or substantial bodily injury;

(d) Withholding from the minor adequate food, clothing,
shelter, psychological care, physical care, medical
care, or supervision;

(e) Forcing the minor to ingest:

(i) Feces;

(ii) Toxic substances; or

(iii) Any substance in quantities that expose the minor
to the risk of bodily injury; and

(f) Physically restraining the minor under circumstances
that expose the minor to the risk of bodily injury.

(3) Child torture is a class A felony."


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. New statutory material is underscored.



1 SECTION 4. This Act shall take effect upon its approval.

2

INTRODUCED BY: 
By Request

JAN 18 2022



H.B. NO. 1464

Report Title:

Honolulu Prosecuting Attorney's Office Package; Criminal Offenses; Child Torture

Description:

Adds a new section to Chapter 709, HRS, to establish the class A felony offense of child torture.

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

