
A BILL FOR AN ACT

RELATING TO SAFE NEIGHBORHOODS.

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

1 SECTION 1. Chapter 706, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§706- Authority to impose probationary geographic
5 restriction; business districts; resort areas. (1) A defendant
6 who:

7 (a) Has been convicted of a misdemeanor;

8 (b) Has four prior misdemeanor convictions; and

9 (c) Each conviction was the result of an act that occurred
10 within a single business district or an area zoned for
11 resort or resort-hotel use by the appropriate county
12 land use decision-making authority,

13 may be sentenced to a probationary term of geographic
14 restriction not to exceed years during which the defendant
15 shall be prohibited from entering the district or area in which
16 the acts occurred.



1 (2) Violation of an imposed geographic restriction shall
2 be a misdemeanor.

3 (3) The term of imprisonment for a conviction under this
4 section shall be thirty days.

5 (4) An individual who lives or works within the district
6 or area in which the acts occurred shall not be prohibited from
7 entering the district or area.

8 (5) For purposes of this section "business district" means
9 the territory contiguous to and including a highway when within
10 any six hundred feet along the highway there are buildings in
11 use for business or industrial purposes, including but not
12 limited to hotels, banks, or office buildings, and public
13 buildings that occupy at least three hundred feet of frontage on
14 one side or three hundred feet collectively on both sides of the
15 highway."

16 SECTION 2. This Act does not affect rights and duties that
17 matured, penalties that were incurred, and proceedings that were
18 begun before its effective date.

19 SECTION 3. New statutory material is underscored.

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

21



Report Title:

Safe Neighborhoods; Probation; Geographic Restriction;
Misdemeanor Conviction; Business Districts; Resort Areas

Description:

Allows a defendant who has been convicted of four misdemeanors in any business district or an area zoned for resort or resort-hotel use by the appropriate county decision-making authority to be sentenced to a probationary term of geographic restriction that prohibits the defendant from entering the district or area. Mandates imprisonment of thirty days upon conviction. (HD1)

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