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# A BILL FOR AN ACT

RELATING TO COVID-19 VACCINATION STATUS.

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

1           SECTION 1. Chapter 711, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§711-       Falsified COVID-19 vaccination status.   (1)   A  
5 person commits the offense of falsified COVID-19 vaccination  
6 status if the person intentionally, knowingly, or recklessly:

7           (a) Provides false information regarding the person's or  
8           another person's COVID-19 vaccination status to a  
9           business, nonprofit organization, or governmental  
10           entity;

11           (b) Uploads, provides, presents, utters, or otherwise uses  
12           falsified verification of the person's or another  
13           person's COVID-19 vaccination status; or

14           (c) Manufactures, distributes, disseminates, issues,  
15           sells, offers for sale, imports, or offers to import  
16           into this State:

17           (i) Falsified verification; or



1           (ii) A blank or incomplete verification document or  
2           code under circumstances that would lead a  
3           reasonable person to believe that the blank or  
4           incomplete verification document or code would be  
5           used to create a falsified verification.

6           (2) Violation of subsection (1)(a) or (b) is a petty  
7           misdemeanor. Any person convicted of violating subsection  
8           (1)(a) or (b) shall be sentenced to pay a fine of \$1,000 for  
9           each separate offense, in addition to any other terms and  
10           conditions the court deems appropriate pursuant to section 706-  
11           605.

12           (3) Violation of subsection (1)(c) is a misdemeanor. Any  
13           person convicted of violating subsection (1)(c) shall be  
14           sentenced to pay a fine of \$2,500 for each separate offense, in  
15           addition to any other terms and conditions the court deems  
16           appropriate pursuant to section 706-605. The maximum fine for a  
17           violation of subsection (1)(c) is \$2,500.

18           (4) For purposes of this section, unless a different  
19           meaning plainly is required:

20           "Another person" means an actual person or a fictitious  
21           person.



1 "Code" means machine readable codes or images, including  
2 quick response (QR) code designations.

3 "COVID-19" means the coronavirus disease caused by SARS-  
4 CoV-2, including all of its variants.

5 "COVID-19 vaccination status" means whether a person has  
6 received one or more doses of a COVID-19 vaccine, including but  
7 not limited to the timing and type of any COVID-19 vaccine  
8 received, boosters received, or the person's medical condition  
9 or religious beliefs as the basis for a COVID-19 vaccine  
10 exemption.

11 "Falsified verification" means any verification document or  
12 code that contains false information regarding COVID-19  
13 vaccination status.

14 "Utter" means to offer, whether accepted or not, a  
15 verification document or code.

16 "Verification document or code" refers to any record, card,  
17 print-out, certification, attestation, code, or other written or  
18 electronic document or image that indicates a person's COVID-19  
19 vaccination status."



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

4 SECTION 3. This Act shall take effect on July 1, 2050, and  
5 shall be repealed be June 30, 2023.

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**Report Title:**

Falsified COVID-19 Vaccination Status; Penalty; Fines

**Description:**

Makes it a criminal violation for a person to: (1) provide false information regarding COVID-19 vaccination status to certain entities; (2) use falsified verification of COVID-19 vaccination status; (3) manufacture, distribute, disseminate, issue, sell, offer for sale, import, or offer to import into this State falsified verification of COVID-19 vaccination status or a blank or incomplete COVID-19 vaccination status verification document or code. Effective 7/1/2050. Repeals on 6/30/2023. (HD2)

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

