
A BILL FOR AN ACT

RELATING TO GOVERNMENT.

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

1 SECTION 1. Section 710-1072.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§710-1072.5 Obstruction of justice.** (1) A person
4 commits the offense of obstruction of justice if the person
5 intentionally [~~engages in the following conduct~~]:

6 (a) When called as a witness and having been granted
7 immunity pursuant to chapters 480 and 621C, before or
8 after having been qualified as a witness, [~~shall~~
9 ~~refuse~~] refuses to testify or be qualified as a
10 witness when duly directed to testify or be qualified
11 as a witness[~~-~~]; or

12 (b) Influences; obstructs; impedes; or endeavors to
13 influence, obstruct, or impede, the due administration
14 of justice by means of force, threat of force,
15 coercion, fraud, or deception.

16 (2) Obstruction of justice [~~is~~] shall be a class C
17 felony[~~-~~]; provided that if the person engaged in activity under



1 subsection (1)(b), obstruction of justice shall be a class B
2 felony."

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

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

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



Report Title:

Commission to Improve Standards of Conduct; Penal Code;
Government; Obstruction of Justice

Description:

Provides that a person commits a class B felony offense of obstruction of justice if the person intentionally influences; obstructs; impedes; or endeavors to influence, obstruct, or impede, the due administration of justice by means of force, threat of force, coercion, fraud, or deception. (CD1)

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