
A BILL FOR AN ACT

RELATING TO GAMBLING.

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

1 SECTION 1. Chapter 712, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§712- Operation of illegal gambling businesses. (1)

5 A person commits the offense of operating an illegal gambling
6 business if the person conducts, finances, manages, supervises,
7 directs, or owns all or part of an illegal gambling business.

8 (2) In this section, "illegal gambling business" means a
9 business that:

10 (a) Advances gambling activity in violation of this part;

11 (b) Involves five or more persons who conduct, finance,
12 manage, supervise, direct, or own all or part of such
13 business; and

14 (c) Has been or remains in substantially continuous
15 operation for a period in excess of thirty days or has
16 a gross revenue in excess of \$2,000 in any single day.



1 (3) If five or more persons conduct, finance, supervise,
2 direct, or own all or part of a gambling business and such
3 business operates for two or more successive days, then, for the
4 purposes of obtaining warrants for arrest, interceptions, and
5 other searches and seizures, probable cause that the business
6 receives gross revenue in excess of \$2,000 in any single day
7 shall have been established.

8 (4) Any property, including real property, gambling
9 devices, paraphernalia used on fighting animals, or birds,
10 implements, furniture, personal property, vehicles, vessels,
11 aircraft, or gambling record possessed or used in violation of
12 this section, or any money or personal property used as a bet or
13 stake in gambling activity in violation of this section, may be
14 ordered forfeited to the State, subject to the requirements of
15 chapter 712A.

16 (5) Operation of an illegal gambling business is a class C
17 felony."

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

21 SECTION 3. New statutory material is underscored.

H.B. NO. 375

Report Title:

Illegal Gambling Businesses; Prohibited

Description:

Establishes the operation of an illegal gambling business as a class C felony.

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