

JAN 23 2026

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# A BILL FOR AN ACT

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RELATING TO DOMESTIC ABUSE.

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

1 SECTION 1. The legislature finds that domestic abuse and  
2 those who perpetrate it are an extreme threat to society. The  
3 legislature further finds that domestic abuse is a widespread  
4 and serious issue that affects individuals of all gender, ages,  
5 races, and socioeconomic backgrounds and is a significant public  
6 health and societal issue. The legislature also finds that  
7 domestic abuse causes severe physical, emotional, and  
8 psychological harm on its victims with further far-reaching  
9 effects on those around them, creating cycles of violence,  
10 intergenerational trauma, and social instability. In the State,  
11 ohana, or family, is foundational to society. However, domestic  
12 abuse undermines the integrity and well-being of family units,  
13 which in turn, undermines the stability of the State's society.

14 The legislature further finds that it is in the best  
15 interest of the State that the public be protected from  
16 individuals exhibiting abusive and aggressive behavior by



1 requiring strict registration requirements of domestic abusers  
2 and public notification of the presence of these perpetrators.

3 Accordingly, the purpose of this Act is to establish a  
4 domestic abuse offender registry.

5 SECTION 2. The Hawaii Revised Statutes is amended by  
6 adding a new chapter to be appropriately designated and to read  
7 as follows:

8 **"CHAPTER**

9 **REGISTRATION OF DOMESTIC ABUSE OFFENDERS AND OTHER COVERED  
10 OFFENDERS AND PUBLIC ACCESS TO REGISTRATION INFORMATION**

11 **§ -1 Definitions.** As used in this chapter, unless the  
12 context clearly requires otherwise:

13 "Agency having jurisdiction" means that agency with the  
14 authority to direct the release of a person serving a sentence  
15 or term of confinement or place a person on probation,  
16 supervised release, or parole and includes the department of  
17 corrections and rehabilitation, the Hawaii paroling authority,  
18 the courts, and the department of health.

19 "Attorney general" means the attorney general of the State  
20 of Hawaii, the department of the attorney general, or an  
21 authorized representative of the attorney general.



1       "Chief of police" means the county chief of police, the  
2       county police department, or an authorized representative of the  
3       chief of police.

4       "Clean record" means no conviction for a felony or covered  
5       offense, and if placed on probation or parole, completion of  
6       probation or parole without more than one revocation.

7       "Conviction" means a judgment on the verdict, or a finding  
8       of guilt after a plea of guilty or nolo contendere, excluding  
9       the adjudication of a minor, and occurs on the date judgment is  
10      entered.

11      "Covered offender" means a person who has been convicted of  
12      the offense of abuse of a family or household members pursuant  
13      to section 709-906 or of a crime that has involved violence or  
14      threats against an individual who qualifies as a family or  
15      household member.

16      "Covered offense" means a criminal offense described in  
17      section 709-906 or a crime involving violence or threats against  
18      an individual who qualifies as a family or household member.

19      "Family or household member" has the same meaning as  
20      defined in section 709-906.



1       "Permanent residence" means a building, permanent structure  
2       or unit therein, or watercraft where the covered offender  
3       resides and intends to reside indefinitely, or at least for the  
4       next one hundred eighty days, and which the offender owns,  
5       rents, or occupies with the consent of the owner.

6       "Registration information" means the information specified  
7       in section       -2(c) and (d).

8       "Release" means release from:

9           (1) Imprisonment;  
10          (2) Imprisonment and placed on parole;  
11          (3) Imprisonment and placed on furlough;  
12          (4) Any form of commitment, custody, or confinement  
13                   resulting from an order made pursuant to chapter 704;  
14                   or  
15          (5) A halfway house or other equivalent facility,  
16        whichever is later.

17       "Temporary residence" means a building, permanent structure  
18       or unit therein, watercraft, emergency shelter, or transitional  
19       housing facility where the covered offender resides, but does  
20       not intend to reside for more than one hundred eighty days.



1           §    -2 Domestic abuse offender registry; established;  
2 registration requirements. (a) There is established within the  
3 department of the attorney general a domestic abuse offender  
4 registry.

5           (b) A covered offender shall register with the attorney  
6 general and comply with the provisions of this chapter for life  
7 or for a shorter period of time as provided by this chapter.

8 Registration under this subsection shall be required whenever  
9 the covered offender, whether or not a resident of this State,  
10 remains in this State for more than ten days or for an aggregate  
11 period exceeding thirty days in one calendar year. A covered  
12 offender shall be eligible to petition the court in a civil  
13 proceeding for an order that the covered offender's registration  
14 requirements under this chapter be terminated pursuant to  
15 section -11.

16           (c) A person who establishes or maintains a residence in  
17 this State or who remains in this State for more than ten days  
18 or for an aggregate period exceeding thirty days in one calendar  
19 year, and who has not been designated as a covered offender by  
20 a court of this State but who has been designated as a  
21 covered offender in another state or jurisdiction and was, as



1 a result of the designation, subjected to registration or  
2 community or public notification, or both, or would be if the  
3 person was a resident of that state or jurisdiction, without  
4 regard to whether the person otherwise meets the criteria for  
5 registration as a covered offender, shall register in the  
6 manner provided in this section. A person who meets the  
7 criteria of this subsection is subject to the requirements of  
8 this chapter for covered offenders and penalty provisions of  
9 section -10 until the person successfully petitions:

10 (1) The attorney general for termination of registration  
11 requirements by providing an order issued by the  
12 court that designated the person as a covered  
13 offender in the state or jurisdiction in which the  
14 order was issued, which states that the designation  
15 has been removed or demonstrates to the attorney  
16 general that the designation, if not imposed by a  
17 court, has been removed by operation of law or court  
18 order in the state or jurisdiction in which the  
19 designation was made, and the person does not meet  
20 the criteria for registration as a covered offender  
21 under the laws of this State; provided that if the



1           person is not satisfied with the decision of the  
2           attorney general on the request for termination of  
3           registration requirements, the person may appeal the  
4           decision pursuant to chapter 91; or

5           (2) The court for termination of registration requirements  
6           pursuant to section -11.

7           (c) Registration information for each covered offender  
8           shall include a signed statement by the covered offender  
9           containing:

10           (1) The name, all prior names, nicknames and pseudonyms,  
11           and all aliases used by the covered offender or under  
12           which the covered offender has been known and other  
13           identifying information, including date of birth and  
14           any alias date of birth, social security number and  
15           any alias social security number, sex, race, height,  
16           weight, hair and eye color, and blood type;

17           (2) The actual address and telephone number of the covered  
18           offender's permanent residence or the address of the  
19           covered offender's current temporary residence, or if  
20           an address is not available, a description of the  
21           place or area in which the covered offender resides



1 for at least thirty nonconsecutive days within a  
2 sixty-day period, and for each address or place where  
3 the covered offender resides, how long the covered  
4 offender has resided there;

5 (3) The actual address or description of the place or  
6 area, the actual length of time of the stay, and  
7 telephone number where the covered offender is staying  
8 for a period of more than ten days, if other than the  
9 stated residence;

10 (4) If known, the future address and telephone number of  
11 the place where the covered offender is planning to  
12 reside, if other than the stated residence;

13 (5) Any electronic mail address, any instant message name,  
14 any internet designation or moniker, and any internet  
15 address used for routing or self-identification;

16 (6) Any cell phone number and other designations used for  
17 routing or self-identification in telephonic  
18 communications;

19 (7) Names and, if known, actual business addresses of  
20 current and known future employers, including  
21 information for any place where the covered offender



1                   works as a volunteer or otherwise works without  
2                   remuneration, and the starting and ending dates of any  
3                   employment;

4                   (8) For covered offenders who may not have a fixed place  
5                   of employment, a description of the places where such  
6                   a covered offender works, such as information about  
7                   normal travel routes or the general area or areas in  
8                   which the covered offender works;

9                   (9) Professional licenses held by the covered offender;

10                  (10) Names and actual addresses of current and known future  
11                  educational institutions with which the covered  
12                  offender is affiliated in any way, whether or not  
13                  compensated, including but not limited to affiliation  
14                  as a faculty member, employee, or student, and the  
15                  starting and ending dates of any of these  
16                  affiliations;

17                  (11) The year, make, model, color, and license or  
18                  registration or other identifying number of all  
19                  vehicles, including automobiles, watercrafts, and  
20                  aircrafts, currently owned or operated by the covered  
21                  offender and the address or description of the place



1                   or places where the covered offender's vehicle or  
2                   vehicles are habitually parked, docked, or otherwise  
3                   kept;

4                   (12) Passports and information about the passports, if the  
5                   covered offender has passports, and documents  
6                   establishing immigration status and information about  
7                   these documents, if the covered offender is an alien;

8                   (13) A statement listing all covered offenses for which the  
9                   covered offender has been convicted or found unfit to  
10                   proceed or acquitted pursuant to chapter 704;

11                   (14) A statement indicating whether the covered offender  
12                   has received or is currently receiving treatment  
13                   ordered by a court of competent jurisdiction or by the  
14                   Hawaii paroling authority;

15                   (15) A statement indicating whether the covered offender is  
16                   a United States citizen;

17                   (16) Any additional identifying information about the  
18                   covered offender; and

19                   (17) The statement signed by the covered offender pursuant  
20                   to subsection (e).



3 (1) A current photograph of the covered offender;

4 (2) A physical description of the covered offender,

5 including a description of particular identifying  
6 characteristics such as scars or tattoos;

7 (3) Confirmation that the covered offender has provided

8                   digitized fingerprints and palm prints of the covered  
9                   offender;

10 (4) Judgment of conviction, judgment of acquittal, or  
11 judicial determination of unfitness to proceed

12                   documenting the criminal offense or offenses for which  
13                   the covered offender is registered;

14 (5) The text, or an electronic link to the text, of the  
15 provision of law defining the criminal offense or

16 offenses for which the covered offender is registered;  
17 (6) The criminal history of the covered offender, or an

18 electronic link to the criminal history, including the  
19 date of all arrests and convictions, the status of  
20 parole, probation, or supervised release, registration



1 status, and the existence of any outstanding arrest  
2 warrants for the covered offender;

3 (7) Confirmation that the covered offender has provided a  
4 DNA buccal swab sample as required by chapter 844D;

5 (8) Confirmation that the covered offender provided a  
6 sample of saliva and two samples of blood for the  
7 purpose of secretor status;

8 (9) Digitized copies of a valid driver's license or  
9 identification card issued to the covered offender, or  
10 an electronic link to such records; and

11 (10) Digitized copies of passports and documents  
12 establishing immigration status, or an electronic link  
13 to such records.

14 (e) Whenever a covered offender provides registration  
15 information, during initial registration as a covered offender  
16 or when providing notice of a change in registration  
17 information, the covered offender shall sign a statement  
18 verifying that all of the registration information is accurate  
19 and current. The covered offender shall provide in the signed  
20 statement the following information:





18        § -3 Access to registration information. (a)

19 Registration information shall be disclosed as follows:

20 (1) The information shall be disclosed to a law

enforcement agency for law enforcement purposes.

21 enforcement agency for law enforcement purposes;



10 means:

11 (1) Name, prior names, nicknames and pseudonyms, and all  
12 aliases used by the covered offender or under which  
13 the covered offender has been known;

14 (2) The year of the covered offender's date of birth and  
15 the year of the covered offender's alias dates of  
16 birth;

17 (3) A physical description of the covered offender that  
18 includes any particular identifying characteristics,  
19 including scars or tattoos;

20 (4) The actual address where the covered offender resides  
21 or any current, temporary address where the covered



1                   offender resides or, if an address is not available, a  
2                   description of any place or area in which the covered  
3                   offender resides for at least thirty nonconsecutive  
4                   days within a sixty-day period, and, for each address  
5                   or place where the covered offender resides, how long  
6                   the covered offender has resided there;

7                   (5) The actual address or description of the place or area  
8                   where the covered offender is staying for more than  
9                   ten days, if other than the stated residence, and the  
10                  actual length of time of the stay;

11                  (6) The future actual address, if known, where the covered  
12                  offender is planning to reside, if other than the  
13                  stated residence;

14                  (7) The street name and zip code of the covered offender's  
15                  current locations of employment, including information  
16                  for any place where the covered offender works as a  
17                  volunteer or otherwise works without remuneration;

18                  (8) For covered offenders who may not have a fixed place  
19                  of employment, a description of the places where such  
20                  a covered offender works;

21                  (9) Professional licenses held by the covered offender;



- 1 (10) Names and actual addresses of current and known future  
2 educational institutions with which the covered  
3 offender is affiliated as a faculty member, employee,  
4 or student, and the starting and ending dates of any  
5 of these affiliations;
- 6 (11) The year, make, model, color, and license number of  
7 all vehicles, including automobiles, watercrafts, and  
8 aircrafts, currently owned or operated by the covered  
9 offender, excluding vehicles operated exclusively for  
10 purposes of work;
- 11 (12) A statement listing all covered offenses for which the  
12 covered offender has been convicted or found unfit to  
13 proceed or acquitted pursuant to chapter 704;
- 14 (13) Judgment of conviction, judgment of acquittal, or  
15 judicial determination of unfitness to proceed  
16 documenting the criminal offense or offenses for which  
17 the covered offender is registered;
- 18 (14) The text, or an electronic link to the text, of the  
19 provision of law defining the criminal offense or  
20 offenses for which the covered offender is registered;  
21 and



1       (15) A recent photograph of the covered offender.

2       The identity of any victim of the covered offense shall not  
3 be disclosed and any documentation containing this information  
4 shall be redacted to prevent disclosure.

5       (c) To facilitate community notification, after a covered  
6 offender registers or updates a registration, the attorney  
7 general may provide public information in the registry about  
8 that offender to any organization, company, or individual who  
9 requests notification pursuant to procedures established by the  
10 attorney general through rules adopted pursuant to chapter 91.

11       (d) A covered offender may seek correction of erroneous  
12 public information by petitioning the attorney general to make  
13 the correction. If the covered offender is not satisfied with  
14 the decision of the attorney general on the request for  
15 correction, the covered offender may appeal the decision  
16 pursuant to chapter 91.

17       (e) Public access to a covered offender's public  
18 information shall be permitted with regard to each covered  
19 offender beginning the next working day following the filing of  
20 a judgment of conviction, a finding of unfitness to proceed or  
21 an acquittal due to mental disease, disorder, or defect, for a



1 covered offense, or as soon thereafter as is practical. When a  
2 notice of appeal has been filed, the public information shall  
3 note that the covered offender has filed a notice of appeal.  
4 The public information shall be removed upon the reversal of the  
5 covered offender's conviction or the granting of a pardon to the  
6 covered offender.

7 (f) Public access authorized by this section shall be  
8 provided by both public internet access and on-site public  
9 access; provided that on-site public access shall be provided  
10 for each covered offender at the Hawaii criminal justice data  
11 center and at one or more designated police stations in each  
12 county, to be designated by the attorney general, between the  
13 hours of 8:00 a.m. and 4:30 p.m. on weekdays, excluding  
14 holidays.

15 (g) Public access to the public information for each  
16 covered offender shall be permitted while the covered offender  
17 is subject to domestic abuse registration, except that after  
18 forty years have elapsed after release or sentencing, whichever  
19 is later, a covered offender may petition the court in a civil  
20 proceeding to terminate public access. In the civil proceeding  
21 to terminate public access, the State shall be represented by



1 the attorney general; provided that the attorney general, with  
2 the prosecuting agency's consent, may designate the prosecuting  
3 agency that prosecuted the covered offender for the most recent  
4 covered offense within the State to represent the State. For  
5 covered offenders who have never been convicted of a covered  
6 offense within the State of Hawaii, the attorney general shall  
7 represent the State; provided that the attorney general, with  
8 the prosecuting agency's consent, may designate the prosecuting  
9 agency for the county in which the covered offender resides to  
10 represent the State. The court may order this termination upon  
11 substantial evidence and more than proof by a preponderance of  
12 the evidence that:

- 13 (1) The covered offender has had no new convictions for  
14 covered offenses;
- 15 (2) The covered offender is very unlikely to commit a  
16 covered offense ever again; and
- 17 (3) Public access to the covered offender's public  
18 information will not assist in protecting the safety  
19 of the public or any member thereof;



1 provided that a denial by the court for relief pursuant to a  
2 petition under this section shall preclude the filing of another  
3 petition for five years from the date of the last denial.

4 (h) If a covered offender has been convicted of only one  
5 covered offense and that covered offense is a misdemeanor and  
6 was not committed against a minor, the covered offender shall  
7 not be subject to the public access requirements set forth in  
8 this section.

9 (i) The following message shall be posted at both the site  
10 of internet access and on-site public access locations:

11 "Information regarding covered offenders is permitted  
12 pursuant to chapter . Public access to this information  
13 is based solely on the fact of each offender's criminal  
14 conviction and is not based on an estimate of the  
15 offender's level of dangerousness. By allowing public  
16 access to this information, the State makes no  
17 representation as to whether the covered offenders listed  
18 are dangerous. Any person who uses the information in this  
19 registry to injure, harass, or commit a criminal act  
20 against any person included in the registry may be subject  
21 to criminal prosecution, civil liability, or both."



4 (k) For the purposes of this section, "conviction" means:

5 (1) A judgment on the verdict, or a finding of guilt after  
6 a plea of guilty or nolo contendere, excluding the  
7 adjudication of a minor;

11 (3) An acquittal due to a physical or mental disease,  
12 disorder, or defect pursuant to chapter 704 resulting  
13 in the release of the covered offender into the  
14 community, excluding an acquittal as to a minor.

15       § -4 Duties upon discharge, parole, or release of a  
16       domestic abuse offender. (a) Each person, or that person's  
17       designee, in charge of a jail, prison, hospital, school, or  
18       other institution to which a covered offender has been committed  
19       pursuant to a conviction, or an acquittal or finding of  
20       unfitness to proceed pursuant to chapter 704, for a covered  
21       offense, and each judge, or that judge's designee, who continues



1 bail for or releases a covered offender following sentencing and  
2 the entry of a judgment of conviction, who releases a covered  
3 offender on probation or who discharges a covered offender upon  
4 payment of a fine, and each agency having jurisdiction, shall,  
5 prior to the discharge, parole, or release of the covered  
6 offender:

7 (1) Explain to the covered offender the duty to register  
8 and the consequences of failing to register under this  
9 chapter;

10 (2) Obtain from the covered offender all of the  
11 registration information required by this chapter;

12 (3) Inform the covered offender that if at any time the  
13 covered offender changes any of the covered offender's  
14 registration information, the covered offender shall  
15 notify the attorney general of the new registration  
16 information in writing within three working days;

17 (4) Inform the covered offender that, if at any time the  
18 covered offender changes residence to another state,  
19 the covered offender shall register the new address  
20 with the attorney general and also with a designated  
21 law enforcement agency in the new state, if the new



1 state has a registration requirement, within the  
2 period of time mandated by the new state's sex  
3 offender registration laws;

4 (5) Obtain and verify fingerprints, samples of saliva and  
5 blood, and a photograph of the covered offender, if  
6 these have not already been obtained or verified in  
7 connection with the offense that triggers the  
8 registration; provided that any samples of saliva and  
9 blood shall be analyzed and the results shall be  
10 recorded, preserved, and disseminated in a manner  
11 established by the Hawaii criminal justice data  
12 center;

13 (6) Require the covered offender to sign a statement  
14 indicating that the duty to register has been  
15 explained to the covered offender; and

16 (7) Give one copy of the signed statement and one copy of  
17 the registration information to the covered offender.

18 (b) No covered offender required to register under this  
19 chapter shall be discharged, released from any confinement, or  
20 placed on parole or probation unless the requirements of



1 subsection (a) have been satisfied and all registration  
2 information required under section -2 has been obtained.

3 (c) An agency having jurisdiction over the covered  
4 offender shall obtain documentation of any treatment the covered  
5 offender received for a mental disease, defect, or disorder, if  
6 any, and any additional physical identifying factors, including  
7 scars or tattoos, to be included in the covered offender's  
8 registration information.

9 (d) Notwithstanding any law to the contrary, a copy of the  
10 signed statement and one copy of the registration information  
11 shall be transmitted to the attorney general within three  
12 working days.

13 (e) Following receipt of the information from the agency  
14 having jurisdiction over the covered offender, the attorney  
15 general immediately shall enter the information into a statewide  
16 record system, unless the information has been previously  
17 entered into a statewide record system, and notify the county  
18 police department or appropriate law enforcement agency having  
19 jurisdiction where the covered offender expects to reside.

20 (f) A covered offender shall report in person every three  
21 years to the chief of police where the covered offender's



1 residence is located or to any other department or agency that  
2 may be designated by the attorney general in rules adopted  
3 pursuant to chapter 91 for purposes of the administration of  
4 this subsection, and shall review the existing information in  
5 the registry that is within the offender's knowledge, correct  
6 any information that has changed or is inaccurate, provide any  
7 new information that may be required, and allow the police and  
8 any other department or agency designated by the attorney  
9 general to take a current photograph of the offender.

10 (g) The chief of police shall transmit any covered  
11 offender registration information required by this chapter to  
12 the attorney general, by entering the information into a  
13 statewide record system, if the information has not previously  
14 been entered into the system, and also shall provide the  
15 attorney general with a photograph and fingerprints of the  
16 covered offender, taken at the time the covered offender  
17 registers with the chief of police.

18 **§ -5 Domestic abuse offender; release from**  
19 **incarceration; notification to appropriate county police**  
20 **department; required.** A domestic abuse offender who is released  
21 from incarceration or shall register, in person, with the chief



1 of police of the police department of the county in which the  
2 offender resides or expects to be remain in for not less than  
3 thirty days, within three days from the date that the offender  
4 arrives in the county.

5       **§ -6 Periodic verification of registry information.** (a)

6       A covered offender who has registered a permanent residence  
7       address to which the United States Postal Service will deliver  
8       mail or a permanent residence and a registered post office box,  
9       during the first week of the months of January, April, July, and  
10       October of every year, the attorney general shall mail a  
11       nonforwardable verification form to the last reported permanent  
12       residence address or post office box of the covered offender.

13       Upon receipt of the verification form:

14           (1)       The covered offender shall sign the verification form  
15               and state that the covered offender still resides at  
16               the address last reported to the attorney general and  
17               that no other registration information has changed or  
18               shall provide the new information; and  
19           (2)       The covered offender shall mail the signed and  
20               completed verification form to the attorney general  
21               within ten days after receipt of the form.



1 (b) For the covered offender who has registered:

2 (1) A temporary residence address;

3 (2) A description of a place or area in which the covered

4 offender resides for at least thirty nonconsecutive

5 days within a sixty-day period;

6 (3) No place of residence; or

7 (4) A permanent residence address, to which the United

8 States Postal Service will not deliver mail, and has

9 no registered post office box,

10 during the first week of the months of January, April, July, and

11 October of every year, the covered offender shall report to the

12 chief of police where the covered offender resides, or to any

13 other department or agency that may be designated by the

14 attorney general in rules adopted pursuant to chapter 91 for

15 purposes of administration of this section, and shall review the

16 existing information in the registry that is within the covered

17 offender's knowledge, correct any information that has changed

18 or is inaccurate, and provide any new information that may be

19 required.

20           § -7 Requirement to register a change of residence;  
21 verification by the attorney general. (a) A covered offender



1 required to register under this chapter, who changes their  
2 residence after an initial registration with the attorney  
3 general, shall notify the attorney general of their new address  
4 in writing within three working days of the change.

5 (b) If a covered offender leaves the State and establishes  
6 a new residence in another state that has a registration  
7 requirement, the person shall register with the designated law  
8 enforcement agency in the state to which the person moves,  
9 within ten days.

10 (c) For the purposes of this section, a covered offender  
11 shall be deemed to have established a new residence during any  
12 period in which the covered offender is absent from their  
13 registered residence for ten or more days.

14 **S -8 Notification by the attorney general of changes in**  
15 **residence.** Immediately, and in no event, not later than ten  
16 days after receiving notice of a change of registration  
17 information, the attorney general shall report the change of  
18 registration information by a covered offender required to  
19 register under this chapter to the county police department  
20 where the covered offender is residing. If the person changes  
21 residence to another state, the attorney general also shall



1 notify the law enforcement agency with which the person must  
2 register in the new state, if the new state has a registration  
3 requirement.

4       **§ -9 Good faith immunity.** A law enforcement agency, its  
5 employees, and state and county officials shall be immune from  
6 liability for good faith conduct under this chapter.

7       **§ -10 Registry requirements; failure to comply;**  
8 **penalties.** (a) A person commits the offense of failure to  
9 comply with covered offender registration requirements if the  
10 person is required to register under this chapter and the  
11 person:

12       (1) Recklessly fails to comply with the requirements of  
13                   this chapter; or

14       (2) Intentionally or knowingly fails to comply with the  
15                   requirements of this chapter.

16       (b) A person who recklessly commits the offense of failure  
17 to comply with covered offender registration requirements shall  
18 be guilty of:

19       (1) A misdemeanor for a first offense; and

20       (2) A class C felony for a second or subsequent offense.



4       § -11 Termination of registry requirements; compliance.

5 (a) Tier 2 offenses. A covered offender who has been convicted  
6 of:

7       (1) Two or more separate offenses under section 709-906 or  
8            that involve a crime of violence or threats against an  
9            individual who qualifies as a family or household  
10           member; or

11 (2) An offense that resulted in the death or serious  
12 bodily injury of a person who qualifies as a family or  
13 household member,

14 shall register for life and shall not petition the court, in a  
15 civil proceeding, for termination of registration requirements.

16 (b) Tier 2 offenses. A covered offender who has  
17 maintained a clean record for the previous five years, excluding  
18 any time the offender was in custody or civilly committed, and  
19 who has substantially complied with the registration  
20 requirements of this chapter for the previous five years or for  
21 the five years that this chapter has been applicable, and who is



1 not a repeat offender and has not been convicted of an offense  
2 described in subsection (a) (2) may petition the court, in a  
3 civil proceeding, for termination of registration requirements.

4 (c) In the civil proceeding for termination of  
5 registration requirements, the State shall be represented by the  
6 attorney general; provided that the attorney general, with the  
7 prosecuting agency's consent, may designate the prosecuting  
8 agency that prosecuted the covered offender for the most recent  
9 covered offense within the State to represent the State. For  
10 covered offenders who have never been convicted of a covered  
11 offense within the State, the attorney general shall represent  
12 the State; provided that the attorney general, with the  
13 prosecuting agency's consent, may designate the prosecuting  
14 agency for the county in which the covered offender resides to  
15 represent the State. The court may order this termination upon  
16 substantial evidence and more than proof by a preponderance of  
17 the evidence that:

18 (1) The covered offender has met the statutory  
19 requirements of eligibility to petition for  
20 termination;



8        **S -12 Tolling.** The time periods provided for in this  
9 chapter shall be tolled during any period of time the covered  
10 offender is committed or recommitted to prison or confined to a  
11 halfway house, or an equivalent facility, pursuant to a parole  
12 or probation violation."

13 SECTION 3. There is appropriated out of the general  
14 revenues of the State of Hawaii the sum of \$ or so much  
15 thereof as may be necessary for fiscal year 2026-2027 for the  
16 establishment of the domestic abuse offender registry.

17 The sum appropriated shall be expended by the department of  
18 the attorney general for the purposes of this Act.

19 SECTION 4. If any provision of this Act, or the  
20 application thereof to any person or circumstance, is held  
21 invalid, the invalidity does not affect other provisions or



1 applications of the Act that can be given effect without the  
2 invalid provision or application, and to this end the provisions  
3 of this Act are severable.

4 SECTION 5. This Act shall apply to any acts committed  
5 prior to, on, or after its effective date.

6 SECTION 6. This Act shall take effect on July 1, 2026.

7

INTRODUCED BY: 



**S.B. NO. 2813**

**Report Title:**

AG; Domestic Abuse Offender Registry; Public Safety; Law Enforcement; Appropriation

**Description:**

Establishes the Domestic Abuse Offender Registry within the Department of the Attorney General. Appropriates funds.

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

