

ACT 99

H.B. NO. 2235-76

A Bill for an Act Relating to Prison Contraband.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 710-1022, Hawaii Revised Statutes, is amended to read:

“Sec. 710-1022 Promoting prison contraband in the first degree.

(1) A person commits the offense of promoting prison contraband in the first degree if:

- (a) He intentionally conveys a dangerous instrument or drug to any person confined in a correctional or detention facility; or
- (b) Being a person confined in a correctional or detention facility, he intentionally makes, obtains, or possesses a dangerous instrument or drug.

(2) A “dangerous instrument” shall have the same meaning as defined in section 707-700(4); a dangerous instrument may only be possessed by or conveyed to a confined person with the facility administrator’s express prior approval. A “drug” shall include any of the items listed in sections 712-1240(1)-(3) and (5)-(7); a drug may only be possessed by or conveyed to a confined person with the facility administrator’s express prior approval and under medical supervision.

(3) Promoting prison contraband in the first degree is a class B felony.”

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SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.*

SECTION 3. This Act shall take effect upon its approval.

(Approved May 13, 1976.)

*Edited accordingly.