

ACT 221

H.B. NO. 2687-78

A Bill for an Act Relating to Property Rights.

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

SECTION 1. Section 708-800, Hawaii Revised Statutes is amended by adding a new definition to be appropriately inserted and to read as follows:

“(24) “Master key” means a key which will operate two or more locks to different apartments, offices, hotel rooms or motel rooms in a common physical location.”

SECTION 2. Section 708-812, Hawaii Revised Statutes is amended to read as follows:

“**Sec. 708-812 Possession of burglar’s tools.** (1) A person commits the offense of possession of burglar’s tools if:

- (a) He knowingly possesses any explosive, tool, instrument, or other article adapted, designed, or commonly used for committing or facilitating the commission of an offense involving forcible entry into premises or theft by a physical taking, and he intends to use the explosive, tool, instrument, or article, or knows some person intends ultimately to use it, in the commission of the offense of the nature described aforesaid; or
 - (b) He knowingly possesses any master key, unless authorized, and he intends to use the master key or knows some person intends ultimately to use it, in the commission of an offense involving entry into premises or theft by physical taking.
- (2) Possession of burglar’s tools is a misdemeanor.
- (3) A master key taken in evidence shall be impounded by the court and returned to the owner of the locks or premises which the key operates.”

SECTION 3. Statutory material to be repealed is bracketed.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 4. This Act shall take effect upon its approval.

(Approved June 5, 1978.)

*Edited accordingly.