

ACT 196

H.B. NO. 2184

A Bill for an Act Relating to Gambling Aboard Ships.

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

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

“§712- Promoting gambling aboard ships. (a) A person commits the offense of promoting gambling aboard ships if he knowingly advances or profits from gambling activity by:

- (1) Managing, supervising, controlling, operating, or owning, either alone or in association with others, a gambling ship;
- (2) Managing, supervising, controlling, operating, or owning, either alone or in association with others, any craft which embarks from any point within the State, and disembarks at the same or another point within the State, during which the person intentionally causes or knowingly permits gambling activity to be conducted, whether within or without the waters of the State; or
- (3) Transporting, conveying, or carrying any person to any gambling ship or craft described in subsection (1)(b).¹

(b) In this section:

- (1) “Craft” includes every boat, ship, vessel, barge, hulk, or other thing capable of floating; and
- (2) “Gambling ship” means any craft kept, operated or maintained for the purpose of gambling, whether within or without the waters of the State, and whether it is anchored, moored, lying to, or navigating.

(c) This section shall not apply to gambling activity conducted during travel from foreign nations or the continental United States to the point of first entry into State waters or during travel to foreign nations or the continental United States from the point of final exit from State waters; provided that nothing herein shall preclude prosecution for any other offense under this part.

(d) Promoting gambling aboard ships is a class C felony.”

SECTION 2. New statutory material is underscored.²

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

(Approved June 19, 1990.)

Notes

1. So in original.
2. Edited pursuant to HRS §23G-16.5.