

ACT 103

H.B. NO. 1649

A Bill for an Act Relating to Perjury.

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

SECTION 1. Section 231-36, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Any person who wilfully makes and subscribes any return, statement, or other document required to be made under title 14, except chapter 238, which contains or is verified by a written declaration that [is made under the penalties of perjury,] it is true and correct as to every material matter, and which the person does not believe to be true and correct as to every material matter shall be guilty of a class C felony and, upon conviction thereof, shall be fined not more than \$100,000 or imprisoned not more than three years, or both; provided that a corporation shall be fined not more than \$500,000[.]; and provided further that, if the person wilfully makes and subscribes any return, statement, or other document required to be made under chapter 238, which contains or is verified by a written declaration that it is true and correct as to every material matter and which the person does not believe to be true and correct, then the person shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not more than \$2,000, or imprisoned not more than one year, or both.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved June 3, 1998.)