

ACT 144

H.B. NO. 2315

A Bill for an Act Relating to the Obstruction of Ingress or Egress.

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

SECTION 1. Section 852-1, Hawaii Revised Statutes, is amended to read as follows:

“§852-1 Refusal to provide ingress or egress[; ~~penalty~~]. (a) Whenever ingress to or egress from any public or private place is obstructed by any person or persons in such manner as not to leave a free passageway for persons and vehicles lawfully seeking to enter or leave such place, any [~~police or other peace officer~~] law enforcement officer shall direct such person or persons to move so as to provide and maintain a free and unobstructed passageway for persons and vehicles lawfully going into or out of such place. It shall be unlawful for any person to refuse or willfully fail to move as directed by such officer.

(b) As used in this section, “law enforcement officer” means any public servant, whether employed by the State or county, vested by law with a duty to maintain public order, to make arrests for offenses, or to enforce the criminal laws, whether the duty extends to all offenses or is limited to a specific class of offenses.”

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved June 7, 2002.)