

## ACT 51

H.B. NO. 1660

A Bill for an Act Relating to Sidewalks.

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

SECTION 1. Section 711-1105, Hawaii Revised Statutes, is amended by amending subsections (1) and (2) to read as follows:

“(1) A person commits the offense of obstructing if, whether alone or with others and having no legal privilege to do so, the person knowingly or recklessly ~~[obstructs]~~:

- (a) Obstructs any highway or public passage~~[-whether alone or with others]; or~~
- (b) Provides less than thirty-six inches of space for passage on any paved public sidewalk.

(2) A person in a gathering commits the offense of obstructing if the person refuses to obey a reasonable request or order by a law enforcement officer ~~[to move]~~:

- (a) To move to prevent ~~[obstruction of a highway or other public passage;]~~ or to cease any activity prohibited under subsection (1); or
- (b) To move to maintain public safety by dispersing those gathered in dangerous proximity to a public hazard.”

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved April 23, 2014.)