

ACT 154

H.B. NO. 1561

A Bill for an Act Relating to Nuisance Abatement.

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

SECTION 1. Section 712-1270, Hawaii Revised Statutes, is amended to read as follows:

**“§712-1270 Places used to commit offenses against public health and morals~~;~~ or other offenses, a nuisance.** Every building, premises, or place used for the purpose of violating:

- (1) Those laws pertaining to offenses against public health and morals contained in this chapter, except offenses under part IV that do not involve the manufacture or distribution of drugs and activities under part III that involve only social gambling as defined in section 712-1231(a); ~~or~~
- (2) Section 132D-14(a)(1) or (3)~~;~~ or
- (3) Any offense under part II of chapter 708 that involves a person unlawfully residing on or otherwise occupying real property to which the person has no title, lease, or other legal claim.

and every building, premises, or place in or upon which violations of any of the laws set forth in paragraph (1) ~~or~~, (2), or (3) are held or occur, is a nuisance that shall be enjoined, abated, and prevented, regardless of whether it is a public or private nuisance.”

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 Statutory material to be repealed is bracketed and stricken.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 on July 1, 2016.

(Approved June 29, 2016.)