



GOV. MSG. NO. 1180

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

June 3, 2015

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Eighth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Eighth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 3, 2015, the following bill was signed into law:

SB148 SD1 HD1

RELATING TO NUISANCE ABATEMENT  
**ACT 080 (15)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

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THE SENATE  
CLERK'S OFFICE  
STATE OF HAWAII

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RECEIVED  
SENATE  
OFFICE OF THE PRESIDENT

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*[Faint, illegible handwritten text]*

Approved by the Governor

on     JUN    3    2015    

THE SENATE

TWENTY-EIGHTH LEGISLATURE, 2015

STATE OF HAWAII

**ACT 080**  
**S.B. NO.**

148  
S.D. 1  
H.D. 1

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# A BILL FOR AN ACT

RELATING TO NUISANCE ABATEMENT.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that part V of chapter  
2 712, Hawaii Revised Statutes, authorizes civil lawsuits to abate  
3 criminal offenses relating to prostitution or the display of  
4 indecent matter, illegal manufacture or distribution of drugs,  
5 and certain fireworks offenses, which include every category of  
6 offenses against public health and morals included under chapter  
7 712, Hawaii Revised Statutes, except gambling offenses under  
8 part III of that chapter. The legislature further finds that  
9 illegal gambling often attracts activity that involves physical  
10 violence and the distribution of narcotics and is therefore an  
11 appropriate subject of nuisance abatement. Further, the  
12 addition of gambling offenses to the nuisance abatement laws  
13 will authorize law enforcement to pursue civil remedies to  
14 bolster enforcement of the criminal gambling prohibitions found  
15 in part III of chapter 712, Hawaii Revised Statutes.



1           The purpose of this Act is to promote the prosecution of  
2 gambling offenses through their inclusion in the nuisance  
3 abatement laws.

4           SECTION 2. Section 712-1270, Hawaii Revised Statutes, is  
5 amended to read as follows:

6           "§712-1270 Places used to commit offenses against public  
7 health and morals, a nuisance. Every building, premises, or  
8 place used for the purpose of violating:

9           (1) Those laws pertaining to offenses against public  
10 health and morals contained in [~~parts I, II, and IV~~  
11 ~~of~~] this chapter, except offenses under part IV  
12 [~~which~~] that do not involve the manufacture or  
13 distribution of drugs[+] and activities under part III  
14 that involve only social gambling as defined in  
15 section 712-1231(a); or

16           (2) Section 132D-14(a)(1) or (3),  
17 and every building, premises, or place in or upon which [~~the~~]  
18 violations of any of the laws set forth in paragraph (1) or (2)  
19 are held or occur [~~in parts I, II, and IV, or section 132D-~~  
20 ~~14(a)(1) or (3)]], is a nuisance that shall be enjoined, abated,~~



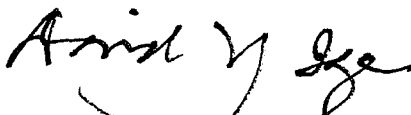
1 and prevented, regardless of whether it is a public or private  
2 nuisance."

3 SECTION 3. This Act does not affect rights and duties that  
4 matured, penalties that were incurred, and proceedings that were  
5 begun before its effective date.

6 SECTION 4. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect upon its approval.

APPROVED this 3 day of JUN, 2015



GOVERNOR OF THE STATE OF HAWAII