



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

June 29, 2018

**GOV. MSG. NO. 1196**

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

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Twenty-Ninth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

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

This is to inform you that on June 29, 2018, the following bill was signed into law:

HB1852 HD1 SD1 CD1

RELATING TO PORNOGRAPHY  
**ACT 095 (18)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

# A BILL FOR AN ACT

RELATING TO PORNOGRAPHY.

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

1 SECTION 1. Section 712-1210, Hawaii Revised Statutes, is  
 2 amended by amending the definition of "pornographic for minors"  
 3 to read as follows:

4 "Pornographic for minors". Any material or performance is  
 5 "pornographic for minors" if:

6 (1) It is primarily devoted to explicit and detailed  
 7 narrative accounts of sexual excitement, sexual  
 8 conduct, or sadomasochistic abuse; and:

9 (a) It is presented in such a manner that the average  
 10 person applying contemporary community standards,  
 11 would find that, taken as a whole, it appeals to  
 12 [~~a minor's~~] the prurient interest; and

13 (b) Taken as a whole, it lacks serious literary,  
 14 artistic, political, or scientific value; or

15 (2) It contains any photograph, drawing, or similar visual  
 16 representation of any person of the age of puberty or  
 17 older revealing such person with less than a fully  
 18 opaque covering of his or her genitals and pubic area,



1 or depicting such person in a state of sexual  
2 excitement or engaged in acts of sexual conduct or  
3 sadomasochistic abuse; and:

4 (a) It is presented in such a manner that the average  
5 person, applying contemporary community  
6 standards, would find that, taken as a whole, it  
7 appeals to [~~a minor's~~] the prurient interest; and

8 (b) Taken as a whole, it lacks serious literary,  
9 artistic, political, or scientific value."

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

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 Statutory material to be repealed is bracketed  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

15 SECTION 4. This Act shall take effect on July 1, 2018.

APPROVED this 29 day of JUN, 2018



GOVERNOR OF THE STATE OF HAWAII



HB No. 1852, HD 1, SD 1, CD 1


THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 2018  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018.



Scott K. Saiki  
Speaker  
House of Representatives

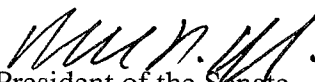



Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAI'I**

Date: May 1, 2018  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the  
Senate of the Twenty-ninth Legislature of the State of Hawai'i, Regular Session of 2018.

  
President of the Senate

  
Clerk of the Senate