A BILL FOR AN ACT

RELATING TO DOMESTIC VIOLENCE.

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

SECTION 1. Section 709-906, Hawaii Revised Statutes, is amended by amending subsection (8) to read as follows:

"(8) Where the physical abuse consists of intentionally or knowingly impeding the normal breathing or circulation of the blood of the family or household member by [applying]:

(a) Applying pressure on the throat or the neck with any part of the body or ligature;

(b) Blocking the nose and mouth of the family or household member; or

(c) Applying excessive pressure to the chest,

abuse of a family or household member is a class C felony; provided that infliction of visible injury shall not be required to establish offense under this subsection."

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 Statutory material to be repealed is bracketed and stricken.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.

INTRODUCED BY:

[Signatures]

JAN 18 2019
Report Title:
Abuse of Family Member; Domestic Violence; Intimate Partner Violence; Strangulation

Description:
Amends the offense of strangulation of a family or household member to include blocking the nose or mouth of the person or applying excessive pressure to the chest. Clarifies that infliction of visible injury is not required to establish the offense.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.