
A BILL FOR AN ACT

RELATING TO THE PENAL CODE.

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

1 SECTION 1. The purpose of this Act is to amend the penal
2 code to support the preparation and burial or cremation of a
3 corpse consistent with traditional Hawaiian cultural customs and
4 practices.

5 SECTION 2. Section 711-1108, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§711-1108 Abuse of a corpse.** (1) A person commits the
8 offense of abuse of a corpse if, except as authorized by law,
9 the person treats a human corpse in a way that the person knows
10 would outrage ordinary family sensibilities.

11 (2) The preparation of a corpse for burial or cremation in
12 a manner consistent with traditional Hawaiian cultural customs
13 and practices shall not be a violation of this section.

14 (3) The burial or cremation of a corpse prepared
15 consistent with traditional Hawaiian cultural customs and
16 practices shall not be a violation of this section.

17 [~~(2)~~] (4) Abuse of a corpse is a misdemeanor."



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 Statutory material to be repealed is bracketed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

3 SECTION 4. This Act shall take effect on January 7, 2059.



Report Title:

Abuse of a Corpse; Traditional Hawaiian Cultural Customs and Practices

Description:

Provides that the preparation of a corpse for burial or cremation in a manner consistent with traditional Hawaiian cultural customs and practices and the burial or cremation of a corpse prepared consistent with traditional Hawaiian customs and practices shall not constitute the abuse of a corpse within the penal code. Effective 1/7/2059. (SD1)

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