
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 of a corpse
3 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 Statutory material to be repealed is bracketed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 upon its approval.



Report Title:

Abuse of a Corpse; Traditional Hawaiian Cultural Customs and Practices

Description:

Clarifies that preparation, burial, or cremation of a corpse in a manner consistent with traditional Hawaiian cultural customs and practices shall not constitute the offense of abuse of a corpse. (SB1166 HD2)

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