
A BILL FOR AN ACT

RELATING TO GRAFFITI.

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

1 SECTION 1. Chapter 708, Hawaii Revised Statutes, is
2 amended by adding a new section to part III to be appropriately
3 designated and to read as follows:

4 "§708- Graffiti; sentencing. (1) Whenever a person is
5 sentenced under sections 708-821, 708-822, 708-823, or
6 708-823.5, for an offense in which the damage is caused by
7 graffiti, in addition to any penalty prescribed by those
8 sections, the person shall be required to:

9 (a) Remove the graffiti from the damaged property within
10 thirty days of sentencing, if it has not already been
11 removed;

12 (b) Perform community service for two years removing,
13 within fourteen days, any graffiti applied to other
14 property within one hundred yards of the site of the
15 offense for which the person was sentenced; and

16 (c) Reimburse for two years the costs incurred by any
17 property owner to remove graffiti applied to other



1 property within one hundred yards of the site of the
2 offense for which the person was sentenced.

3 (2) For purposes of this section, "graffiti" means any
4 unauthorized drawing, inscription, figure, or mark of any type
5 intentionally created by paint, ink, chalk, dye, or similar
6 substances."

7 SECTION 2. This Act does not affect rights and duties that
8 matured, penalties that were incurred, and proceedings that were
9 begun before its effective date.

10 SECTION 3. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: *[Signature]*

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JAN 20 2010



Report Title:

Graffiti; Sentencing

Description:

Requires a person convicted of criminal property damage involving graffiti to remove the graffiti within 30 days of sentencing, to perform community service for 2 years removing graffiti from within 100 yards of the site of the offense, and to reimburse property owners for two years for costs incurred in removing graffiti within 100 yards of the site of the offense.

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