
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 section 708-821, 708-822, 708-823, or 708-823.5,
6 for an offense in which the damage is caused by graffiti, in
7 addition to any penalty prescribed by those sections, the person
8 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 and where consent from the respective property
12 owner or owners has been obtained; and

13 (b) For a period of time not to exceed two years from the
14 date of sentencing, along with any other person or
15 persons who may be sentenced under this section for
16 the same property, perform community service removing,
17 within fourteen days, any graffiti applied to other
18 property within one hundred yards of the site of the



1 offense for which the person was sentenced, where
2 consent from the respective property owner or owners
3 has been obtained, even if the property was damaged by
4 another person.

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

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

12 SECTION 3. New statutory material is underscored.

13 SECTION 4. This Act shall take effect upon approval.

14



Report Title:

Graffiti; Sentencing

Description:

Requires a person convicted of criminal property damage involving graffiti to remove the graffiti within 30 days of sentencing and to perform community service removing graffiti from within 100 yards of the site of the offense. (SD1)

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