

---

---

## A BILL FOR AN ACT

RELATING TO THE REVOCATION OF DRIVER'S LICENSES OF MINORS  
CONVICTED OF PROPERTY CRIMES.

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

1           SECTION 1. The legislature finds that graffiti is a  
2 widespread nuisance. Many communities statewide feel the  
3 negative effects of this visual blight. Although the  
4 legislature passed measures to counter this nuisance, and those  
5 measures have been somewhat successful in reducing the incidence  
6 of graffiti, there are still too many incidents to say the  
7 problem is under control.

8           The purpose of this Act is to provide a greater  
9 disincentive to minors who would otherwise think of creating  
10 graffiti. By revoking the driver's license of minors convicted  
11 of property crimes, this would help to further deter such  
12 criminal activity.

13           SECTION 2. Section 708-822, Hawaii Revised Statutes, is  
14 amended to read as follows:

15           "§708-822 Criminal property damage in the third degree.

16           (1) A person commits the offense of criminal property damage in  
17 the third degree if by means other than fire:



1 (a) The person recklessly damages the property of another,  
2 without the other's consent, by the use of widely  
3 dangerous means;

4 (b) The person intentionally or knowingly damages the  
5 property of another, without the other's consent, in  
6 an amount exceeding \$500; or

7 (c) The person intentionally damages the agricultural  
8 equipment, supplies, or products or aquacultural  
9 equipment, supplies, or products of another, including  
10 trees, bushes, or any other plant and livestock of  
11 another, without the other's consent, in an amount  
12 exceeding \$100. In calculating the amount of damages  
13 to agricultural products, the amount of damages  
14 includes future losses and the loss of future  
15 production.

16 (2) Criminal property damage in the third degree is a  
17 misdemeanor.

18 (3) In addition to any other penalty imposed, if the  
19 convicted offender is under the age of eighteen years, the court  
20 shall promptly suspend the offender's license and privilege to  
21 operate a vehicle for a period of one hundred and eighty days



1 with an absolute prohibition from operating a vehicle during the  
2 suspension period."

3 SECTION 3. Section 708-823, Hawaii Revised Statutes, is  
4 amended to read as follows:

5 "§708-823 Criminal property damage in the fourth degree.

6 (1) A person commits the offense of criminal property damage in  
7 the fourth degree if by means other than fire, the person  
8 intentionally or knowingly damages the property of another  
9 without the other's consent.

10 (2) Criminal property damage in the fourth degree is a  
11 petty misdemeanor.

12 (3) In addition to any other penalty imposed, if the  
13 convicted offender is under the age of eighteen years, the court  
14 shall promptly suspend the offender's license and privilege to  
15 operate a vehicle for a period of one hundred and eighty days  
16 with an absolute prohibition from operating a vehicle during the  
17 suspension period."

18 SECTION 4. New statutory material is underscored.

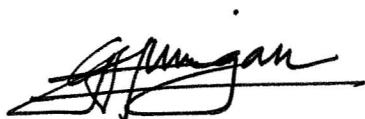
19 SECTION 5. This Act shall take effect upon its approval.

20

21

*Ken Ward* INTRODUCED BY: *Juliana Mammoto*  
*Kuen Chuang*  
*Michelle Hunter* *Cindy Evans*  
*Jyla B. Berg* *Cynthia Thelen*



A handwritten signature in black ink, appearing to read "G. Mungin", written over a horizontal line.

JAN 18 2008



**Report Title:**

Driver's license; graffiti

**Description:**

Requires court to suspend a license of a minor who has been convicted of criminal property damage for a period of 6 months.

