
A BILL FOR AN ACT

RELATING TO GRAFFITI.

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

1 SECTION 1. The legislature finds that graffiti is a
2 persistent visual blight on schools, bus stops, freeway walls,
3 road signs, buildings, and other public and private property
4 statewide, despite efforts at eradication. The department of
5 transportation spends approximately \$25,000 each year to paint
6 over an estimated one hundred fifty thousand square feet of
7 graffiti.

8 Persons who have committed an act constituting graffiti, as
9 defined by section 46-1.5(24)(C), Hawaii Revised Statutes, may
10 be required to pay for the actual cost of having the damaged
11 property repaired or replaced or be ordered to perform community
12 service. Offenders who have been sentenced to community service
13 for committing acts of graffiti should be afforded an additional
14 option to repay the community for their crime.

15 The purpose of this Act is to establish a program that will
16 coordinate graffiti eradication efforts by which graffiti
17 offenders may discharge a community service sentence.



1 SECTION 2. There is established within the judiciary the
2 graffiti eradication sentencing program. The program shall:

3 (1) Collaborate with the district courts, circuit courts,
4 police departments, intake service centers, other law
5 enforcement agencies, and community organizations to
6 ensure the success of the program;

7 (2) Prescribe a course of action that a graffiti offender
8 shall undertake to discharge a community service
9 sentence;

10 (3) Coordinate the implementation, scheduling, and
11 monitoring of graffiti eradication activities for
12 graffiti offenders who have been sentenced to
13 community service; and

14 (4) Document the completion of graffiti eradication
15 activities for each graffiti offender participating in
16 the program.

17 The judiciary shall submit an annual report to the
18 legislature on the graffiti eradication sentencing program,
19 including any recommendations and proposed legislation, no later
20 than twenty days prior to the convening of each regular session.

21 SECTION 3. There is appropriated out of the general
22 revenues of the State of Hawaii the sum of \$ or so much

1 thereof as may be necessary for fiscal year 2009-2010 and the
2 same sum or so much thereof as may be necessary for fiscal year
3 2010-2011 for the establishment and implementation of the
4 graffiti eradication sentencing program.

5 The sums appropriated shall be expended by the judiciary
6 for the purposes of this Act.

7 SECTION 4. This Act shall take effect on July 1, 2046.



Report Title:

Graffiti Eradication Sentencing Program; Judiciary

Description:

Establishes the Graffiti Eradication Sentencing Program within the Judiciary, to allow a person who has committed an act of graffiti to discharge a community service sentence through graffiti eradication activities. Appropriates funds. (HB136 HD1)

