A BILL FOR AN ACT

RELATING TO CRIMES ON AGRICULTURAL LANDS.

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

1	PART I			
2	SECTION 1. Chapter 708, Hawaii Revised Statutes, is			
3	amended by adding a new section to part I to be appropriately			
4	designated and to read as follows:			
5	"§708- Extended terms of imprisonment for offenses			
6	committed on agricultural lands. (1) The court shall sentence			
7	a person convicted of an offense under part II, III, or IV of			
8	this chapter that is committed while on agricultural land to an			
9	extended term of imprisonment.			
10	(2) The extended term of imprisonment shall have a maximum			
11	length of imprisonment as follows:			
12	(a) For a class B felonyindeterminate twenty-year term			
13	of imprisonment;			
14	(b) For a class C felonyindeterminate ten-year term of			
15	<pre>imprisonment;</pre>			
16	(c) For a misdemeanorindeterminate two-year term of			
17	<pre>imprisonment; and</pre>			

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1	(d) For a petty misdemeanorindeterminate sixty-day term			
2	of imprisonment.			
3	(3) As used in this section, "agricultural land" means any			
4	acreage of land used primarily for a farming operation, as			
5	defined in section 165-2; provided that the term shall include			
6	land used for farm buildings and dwellings and roads and			
7	irrigation infrastructure associated with the agricultural			
8	land."			
9	PART II			
10	SECTION 2. There is appropriated out of the general			
11	revenues of the State of Hawaii the sum of \$ or so			
12	much thereof as may be necessary for fiscal year 2021-2022 and			
13	the same sum or so much thereof as may be necessary for fiscal			
14	year 2022-2023 for the department of the attorney general to			
15	establish a statewide agricultural theft task force to provide			
16	law enforcement with tools necessary to identify agricultural			
17	theft perpetrators.			
18	The sums appropriated shall be expended by the department			

19 of the attorney general for the purposes of this Act.

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- 2 SECTION 3. This Act does not affect rights and duties that
- 3 matured, penalties that were incurred, and proceedings that were
- 4 begun before its effective date.
- 5 SECTION 4. New statutory material is underscored.
- 6 SECTION 5. This Act shall take effect on May 6, 2137.

Report Title:

Agricultural Lands; Crimes; Extended Terms of Imprisonment; AG; Task Force; Appropriation

Description:

Imposes extended terms of imprisonment for certain offenses against property rights committed when on agricultural land. Appropriates funds to the department of the attorney general to establish a statewide agricultural theft task force. Effective 5/6/2137. (HD2)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.