

JAN 21 2022

# A BILL FOR AN ACT

RELATING TO THE CRIMINAL DESTRUCTION OF TREES.

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

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

"§708- Criminal destruction of a tree on state or county property. (1) A person commits the offense of criminal destruction of a tree on state or county property if, by means other than fire, the person:

(a) Intentionally or knowingly fells, injures, or destroys a tree growing or standing upon state or county property to the point of it having no value; or

(b) Substantially damages the potential value of a tree growing or standing upon state or county property without the consent of the state or county on which the tree stands.

(2) Criminal destruction of a tree on state or county property is a misdemeanor.



1        (3) In addition to any penalty prescribed in this chapter  
2 a person found guilty of violating this section shall also be  
3 required to:

4        (a) Pay the State or county an amount equal to the  
5 replacement value of the tree as determined by an  
6 arborist; and

7        (b) Perform community service by planting trees or  
8 restoring habitat as directed."

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 its approval.

14  
INTRODUCED BY: \_\_\_\_\_



# S.B. NO. 2538

**Report Title:**

Criminal Destruction of Trees; State or County Property;  
Misdemeanor; Community Service

**Description:**

Establishes a criminal statute for the criminal destruction of a tree on state or county property punishable as a misdemeanor.

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

