

ACT 19

S.B. NO. 368

A Bill for an Act Relating to Criminal Property Damage.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 708-820, Hawaii Revised Statutes, is amended to read as follows:

**“§708-820 Criminal property damage in the first degree.** (1) A person commits the offense of criminal property damage in the first degree if:

- (a) The person intentionally or knowingly damages property and thereby recklessly places another person in danger of death or bodily injury; or
  - (b) The person intentionally or knowingly damages the property of another, without the other’s consent, in an amount exceeding \$20,000.
- (2) Criminal property damage in the first degree is a class B felony.”

SECTION 2. Section 708-821, Hawaii Revised Statutes, is amended to read as follows:

**“§708-821 Criminal property damage in the second degree.** (1) A person commits the offense of criminal property damage in the second degree if:

- (a) The person intentionally or knowingly damages the property of another, without the other's consent, by the use of widely dangerous means; or
  - (b) The person intentionally or knowingly damages the property of another, without the other's consent, in an amount exceeding \$1,500.
- (2) Criminal property damage in the second degree is a class C felony.”

SECTION 3. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 4. New statutory material is underscored.

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

(Approved April 16, 2003.)