THE SENATE
THIRTY-THIRD LEGISLATURE, 2025
STATE OF HAWAII

S.B. NO. 371
S.D. 2
H.D. 1

A BILL FOR AN ACT

RELATING TO PROPERTY DAMAGE OF CRITICAL INFRASTRUCTURE
FACILITIES.

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

1   SECTION 1. Chapter 708, Hawaii Revised Statutes, is

2 amended by adding two new sections to part III to be

3 appropriately designated and to read as follows:

4   "**§708-A Criminal property damage of a critical**

5 **infrastructure facility in the first degree.** (1) A person

6 commits the offense of criminal property damage of a critical

7 infrastructure facility in the first degree if the person

8 intentionally or knowingly damages any critical infrastructure

9 facility without the owner or operator's consent and:

10   (a) Causes damage in an amount exceeding $20,000 and

11   causes substantial impairment of the critical

12   infrastructure facility; or

13   (b) Uses a firearm, drone, or explosive weapon in the

14   commission of the offense and causes substantial

15   impairment of the critical infrastructure facility.

1   (2) Criminal property damage of a critical infrastructure

2 facility in the first degree is a class A felony.

3   §708-B **Criminal property damage of a critical**

4 **infrastructure facility in the second degree.** (1) A person

5 commits the offense of criminal property damage of a critical

6 infrastructure facility in the second degree if the person

7 intentionally or knowingly damages any critical infrastructure

8 facility without the owner or operator's consent, and causes

9 substantial impairment to the critical infrastructure facility.

10   (2) Criminal property damage of a critical infrastructure

11 facility in the second degree is a class B felony."

12   SECTION 2. Section 708-800, Hawaii Revised Statutes, is

13 amended by adding five new definitions to be appropriately

14 inserted and to read as follows:

15   ""Critical infrastructure facility" has the same meaning as

16 "critical infrastructure" defined in section 708-890; provided

17 that for sections 708-A and 708-B "critical infrastructure

18 facility" shall include broadband and cable television networks.

19   "Drone" means an unmanned aircraft, watercraft, or ground

20 vehicle or a robotic device that is controlled remotely by a

1 human operator or operates autonomously through computer

2 software or other programming.

3   "Explosive weapon" means any explosive or incendiary device

4 that is designed, made, or adapted for the purpose of inflicting

5 serious bodily injury, death, or substantial property damage, or

6 for the principal purpose of causing such a loud report as to

7 cause undue public alarm or terror. "Explosive weapon"

8 includes:

9   (1) An explosive or incendiary bomb, grenade, rocket, and

10   mine;

11   (2) A device designed, made, or adapted for delivering or

12   shooting an explosive weapon; and

13   (3) A device designed, made, or adapted to start a fire in

14   a time-delayed manner.

15   "Firearm" has the same meaning as defined in section 134-1.

16   "Substantial impairment" means impairment of a critical

17 infrastructure facility that:

18   (1) Lasts for two hours or more; or

19   (2) Affects one thousand or more retail customers of the

20   affected critical infrastructure facility."

1   SECTION 3. This Act does not affect rights and duties that

2 matured, penalties that were incurred, and proceedings that were

3 begun before its effective date.

4   SECTION 4. In codifying the new sections added by

5 section 1 of this Act, the revisor of statutes shall substitute

6 appropriate section numbers for the letters used in designating

7 the new sections in this Act.

8   SECTION 5. New statutory material is underscored.

9   SECTION 6. This Act shall take effect on July 1, 3000.

Report Title:

Offenses Against Property Rights; Criminal Property Damage of Critical Infrastructure Facilities; Felony

Description:

Establishes the offense of criminal property damage to critical infrastructure facilities in the first and second degree. Effective 7/1/3000. (HD1)

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