
HOUSE RESOLUTION

REQUESTING THE DEPARTMENT OF HUMAN SERVICES, IN COLLABORATION WITH THE DEPARTMENT OF TRANSPORTATION, DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU, AND ANY OTHER AGENCIES OR ENTITIES NECESSARY, TO DEVELOP A PLAN TO RESOLVE ISSUES RELATED TO HOMELESS INDIVIDUALS LIVING IN ABANDONED VEHICLES.

1 WHEREAS, residents and businesses have complained about
2 homeless individuals living in abandoned vehicles in
3 neighborhoods throughout the City and County of Honolulu (C&C of
4 Honolulu); and

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6 WHEREAS, homeless individuals living in abandoned vehicles
7 may present a health and safety hazard to surrounding residents
8 and businesses, particularly when there is broken glass, vehicle
9 parts, and food scraps littering the area; and

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11 WHEREAS, residents and businesses have also expressed
12 concerns regarding criminal activity occurring in and around
13 these abandoned vehicles, some of which are homes for homeless
14 individuals; and

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16 WHEREAS, at times, the abandoned vehicles being used for
17 habitation are parked on roads where jurisdiction is unclear;
18 and

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20 WHEREAS, Chapter 290, Hawaii Revised Statutes (HRS),
21 identifies an abandoned vehicle, if not defined by county
22 ordinance, as one "left unattended for a continuous period of
23 more than twenty-four hours and it is unlawfully parked on any
24 public highway or other public property or private lands defined
25 as a setback, shoulder, easement, or right of way that is
26 adjacent to or part of a public highway"; and

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28 WHEREAS, Chapter 291C-112, HRS, prohibits individuals from
29 using vehicles for "purposes of human habitation, whether or not
30 the vehicle is designed or equipped for that purpose, while the
31 vehicle is parked on any roadway, street, or highway or other



1 public property between the hours of 6:00 p.m. and 6:00 a.m.";
2 and

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4 WHEREAS, Chapter 291C-112, HRS, also prohibits such use of
5 vehicles on private property at any time of the day without the
6 authorization of the owner or occupant of the land; and

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8 WHEREAS, while these laws allow for the situation of
9 homeless individuals living in abandoned vehicles to be dealt
10 with in many cases, other cases are not as clear and the
11 situation does not lend itself to an expeditious solution; now,
12 therefore,

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14 BE IT RESOLVED by the House of Representatives of the
15 Twenty-fifth Legislature of the State of Hawaii, Regular Session
16 of 2010, that the Department of Human Services, in collaboration
17 with the Department of Transportation, Department of
18 Transportation Services of the City and County of Honolulu, and
19 any other agencies or entities necessary, to develop a plan to
20 resolve issues related to homeless individuals living in
21 abandoned vehicles, including a means of determining
22 jurisdiction of roads whose jurisdiction is unclear; and

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24 BE IT FURTHER RESOLVED that the Department of Human
25 Services is requested to submit a report to the Legislature on
26 its findings and recommendations, including any suggested
27 legislation, no later than 20 days prior to the convening of the
28 Regular Session of 2011; and

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30 BE IT FURTHER RESOLVED that certified copies of this
31 Resolution be transmitted to the Director of Human Services,
32 Director of Transportation, and Director of Transportation
33 Services of the City and County of Honolulu.

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OFFERED BY:

Tom Brown

FEB 22 2010

