

STAND. COM. REP. NO.

685

Honolulu, Hawaii

March 4, 2011

RE: H.B. No. 254

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 254 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC ORDER,"

begs leave to report as follows:

The purpose of this bill is to protect the public health and safety, and maintain the esthetic integrity of the Waikiki area by prohibiting public urination and defecation in the Waikiki area.

The Honolulu Police Department and several concerned individuals testified in support of this bill. The Office of the Public Defender opposed this measure.

Your Committee has amended this measure by:

- (1) Adding language to the section title to clarify that the violation applies to the Waikiki area;
- (2) Sunsetting the provisions of the bill on December 31, 2014;
- (3) Reducing the penalty for the offense to a violation punishable by no more than forty hours of community service or a fine of no more than \$200;
- (4) Changing the effective date to January 1, 2059, to promote further discussion; and

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- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 254, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 254, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,


GILBERT KEITH-AGARAN, Chair



