
A BILL FOR AN ACT

RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING.

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

1 SECTION 1. Section 281-78, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) No person shall [~~consume any liquor on any~~]:

4 (1) [~~Public~~] Consume any liquor on any public highway,
5 except as permitted in section 291-3.4;

6 (2) [~~Public~~] Consume any liquor on any public sidewalk,
7 including any sidewalk within a public housing project
8 [~~as defined in section 356D-1 or 356D-91, or~~];

9 (3) [~~Common~~] Consume any liquor on any common area of a
10 public housing project [~~as defined in section 356D-1~~
11 ~~or 356D-91. For purposes of this paragraph, "common~~
12 ~~area" means roofs, halls, corridors, lobbies, stairs,~~
13 ~~stairways, fire escapes, entrances and [exits] of the~~
14 ~~building or buildings, basements, yards, gardens,~~
15 ~~recreational facilities, parking areas, storage~~
16 ~~spaces, and other parts of the project normally in~~
17 ~~common use or other areas designated by the Hawaii~~
18 ~~public housing authority.]; or~~



1 (4) Possess or keep, while on any sidewalk or common area
2 within a public housing project, any bottle, can, or
3 other receptacle containing any intoxicating liquor
4 that has been opened, that has a broken seal, or the
5 contents of which have been partially removed, unless
6 such container is being transported to or from:

7 (A) The person's dwelling unit within the public
8 housing project;

9 (B) A vehicle; or

10 (C) Another dwelling unit within the public housing
11 project, and

12 the container is sealed or closed with a cork or lid.

13 Any person violating paragraph (4) shall be guilty of a
14 violation.

15 For purposes of this subsection:

16 "Common area" means roofs, halls, corridors, lobbies,
17 stairs, stairways, fire escapes, entrances and exits of the
18 building or buildings, basements, yards, gardens, recreational
19 facilities, parking areas, storage spaces, and other parts of
20 the project normally in common use or other areas designated by
21 the Hawaii public housing authority.



1 "Public housing project" means any state or federal public
2 housing project as defined in section 356D-1 or 356D-91 or a
3 state low-income housing project as defined in section 356D-51."

4 SECTION 2. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 3. This Act shall take effect on July 1, 2013.



Report Title:

Liquor Prohibitions; Public Housing

Description:

Prohibits possessing open liquor containers in the common areas in state and federal public housing projects, with certain exceptions. Effective July 1, 2013. (SB88 HD2)

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

