

Honolulu, Hawaii
February 28, 2013RE: H.B. No. 31
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 31 entitled:

"A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT,"

begs leave to report as follows:

The purpose of this measure is to improve passengers' access to bus stop shelters by including in the offense of disorderly conduct impeding or obstructing the use of a bus stop by laying across a bench or more than one seat at the bus stop, or sleeping on the ground within or abutting a bus stop shelter or structure.

A few concerned individuals supported this measure. The American Civil Liberties Union of Hawaii and the Office of the Public Defender opposed this measure. A concerned individual offered comments on the measure.

Your Committee has amended this measure by:

- (1) Increasing the number of seats at a bus stop across which an individual must lay to commit the offense of disorderly conduct to more than two;
- (2) Specifying that engaging in the foregoing prohibited conduct for sixty minutes or more shall be prima facie evidence of having committed the offense; and



- (3) 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. 31, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 31, H.D. 1, and be placed on the calendar for Third Reading.

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



KARL RHOADS, Chair



