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## A BILL FOR AN ACT

RELATING TO PUBLIC HOUSING.

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

1           SECTION 1. Section 356D-6.5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           " [+] §356D-6.5 [+] Prohibition on smoking in and around  
4 public housing; designated smoking areas. (a) Smoking shall be  
5 prohibited in any public housing project, elder or elderly  
6 household, as defined in section 356D-1, or state low-income  
7 housing project, as defined in section 356D-51, within:

8           (1) Each individual housing unit;

9           (2) All common areas;

10          (3) Community facilities; and

11          (4) Twenty feet from each individual building of the  
12 public housing project or state low-income housing  
13 project, and from any entrance, exit, window, and  
14 ventilation intake that serves an enclosed or  
15 partially enclosed area.

16          (b) Notwithstanding subsection (a), the authority may  
17 designate one or more permissible smoking areas at least twenty



1 feet away from any residential or other building, or any greater  
2 distance away as may ensure that the secondhand smoke does not  
3 infiltrate any dwelling unit.

4 (c) The authority shall place and maintain "No smoking"  
5 signage at all entrances and exits of the property. The  
6 authority may display additional "No smoking" signage at  
7 residential and community facilities at their entrances and  
8 exits, offices, and in or at enclosed, partially enclosed, or  
9 open common areas for the purpose of conspicuous notice.

10 (d) The authority shall document each violation and retain  
11 a record of all violations on a resident's record permanently,  
12 including for the duration of any existing lease agreement with  
13 the authority and for application to any future lease agreements  
14 with the authority.

15 [~~d~~] (e) The authority may adopt rules pursuant to  
16 chapter 91 to effectuate the purposes of this section.

17 [~~e~~] (f) For purposes of this section:

18 "Common areas" means roofs, halls, sidewalks, corridors,  
19 lobbies, stairs, stairways, fire escapes, entrances and exits of  
20 the building or buildings, basements, yards, gardens,  
21 recreational facilities, parking areas, storage spaces, and



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1 other parts of the project or household normally in common use  
2 or other areas designated by the authority.

3 "Smoking" means inhaling, exhaling, burning, or carrying  
4 any lighted or heated tobacco product or plant product intended  
5 for inhalation in any manner or in any form."

6 SECTION 2. This Act does not affect rights and duties that  
7 matured, penalties that were incurred, and proceedings that were  
8 begun before its effective date.

9 SECTION 3. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect on July 1, 2017.

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INTRODUCED BY: \_\_\_\_\_

*Scam*

JAN 23 2017



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**Report Title:**

Smoking; Public Housing; Hawaii Public Housing Authority;  
Violations; Documentation

**Description:**

Requires the Hawaii Public Housing Authority to document prohibited acts of smoking and retain all violations on a resident's record permanently.

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

