

Honolulu, Hawaii

MAR 02 2018RE: S.B. No. 2501
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2501, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HOMELESSNESS,"

begs leave to report as follows:

The purpose and intent of this measure is to establish safe zones for homeless persons.

Specifically, this measure:

- (1) Requires the Department of Human Services to establish safe zones where homeless persons may reside in the State;
- (2) Establishes requirements for, and permissible behavior at, safe zones;
- (3) Requires that safe zones operate until the Legislature determines that homelessness is no longer a crisis in the State; and
- (4) Appropriates funds for safe zones.

Your Committee received written comments in support of this measure from the Governor's Coordinator on Homelessness; OCC Legislative Priorities Committee, Democratic Party of Hawaii;



IMU Alliance; Hoomanapono Political Action Committee; and one individual.

Your Committee received written comments in opposition to this measure from the Department of Human Services and Department of Land and Natural Resources.

The Hawaii Association for Justice submitted written comments on this measure.

Your Committee finds that safe zones are one of the many innovated ways to address homelessness and designate locations where individuals have a temporary yet safe place to reside until obtaining more permanent housing.

Your Committee notes that this measure requires the Department of Human Services to maintain and operate safe zones until the Legislature determines that homelessness is no longer a crisis in the State. However, the procedure by which the Legislature will determine that homelessness is no longer a crisis is not clearly defined in the measure. Additionally, this measure absolves the State from liability but does not specify whether the limitation on liability applies only to claims against the State brought by residents of safe zones or whether it includes other persons, such as visitors to the safe zones or public employees and contractors who perform work-related functions at safe zones. Your Committee has passed this measure with an effective date of July 1, 2050, so that these issues may be addressed as this measure moves through the legislative process.

Your Committee has amended this measure by making a technical nonsubstantive amendment for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2501, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2501, S.D. 2.



Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

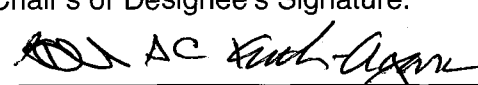


DONOVAN M. DELA CRUZ, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB2501, SD1	Committee Referral: HMS/HOU, WAM	Date: 2/28/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
GALUTERIA, Brickwood		X		
HARIMOTO, Breene			X	
INOUYE, Lorraine R.	X			
KAHELE, Kaiali'i	X			
KIDANI, Michelle N.	X			
RIVIERE, Gil			X	
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
TOTAL	8	1	2	
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes