

STAND. COM. REP. NO.

61

Honolulu, Hawaii

FEB 04, 2025

RE: H.B. No. 1486
H.D. 1

Honorable Nadine K. Nakamura
Speaker, House of Representatives
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Madame:

Your Committee on Human Services & Homelessness, to which was referred H.B. No. 1486 entitled:

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

begs leave to report as follows:

The purpose of this measure is to:

- (1) Make it a disorderly conduct offense to remain or loiter within twenty feet of a bus stop with no intent to utilize any bus service;
- (2) Authorize law enforcement officers to immediately remove any person committing the offense, including confiscating any of their personal property and determining if the confiscated property is to be saved or discarded; and
- (3) Appropriate funds to the counties for enforcement.

Your Committee received testimony in support of this measure from the Office of the Mayor of the City and County of Honolulu; Honolulu Police Department; and five individuals. Your Committee received testimony in opposition to this measure from the Office of the Public Defender and one individual.

2025-1221 HB1486 HD1 HSCR HMSO



Your Committee finds that Hawaii's homelessness crisis has reached a critical point, creating safety concerns for the general public. A growing issue is the use of bus stops as makeshift residences, where individuals occupy entire shelters and store personal belongings, leaving little to no space for riders. This not only displaces commuters, especially kupuna and those with mobility issues, but also poses hazards for those boarding or exiting buses. To ensure public safety and accessibility, this measure seeks to prohibit loitering near bus stops without intent to use transit, empower law enforcement to address obstructions, and provide necessary funding to enforce these measures.

Your Committee notes the concerns regarding the constitutionality of certain provisions in this measure and requests the Department of the Attorney General to examine this issue further should your Committee on Judiciary & Hawaiian Affairs choose to deliberate on this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1486, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1486, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.



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Respectfully submitted on
behalf of the members of the
Committee on Human Services &
Homelessness,

A handwritten signature in black ink, appearing to read "Lisa Marten", written over a horizontal line.

LISA MARTEN, Chair



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Bill/Resolution No.: HB1486	Committee Referral: HSH, JHA, FIN	Date: 1/30/2025		
<input checked="" type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HSH Members	Ayes	Ayes (WR)	Nays	Excused
1. MARTEN, Lisa (C)	X			
2. OLDS, Ikaika (VC)	X			
3. AMATO, Terez			X	
4. CHUN, Cory M.	X			
5. KEOHOKAPU-LEE LOY, Sue L.	X			
6. TAKAYAMA, Gregg	X			
7. TAKENOUCHI, Jenna	X			
8. ALCOS III, David	X			
9. GARCIA, Diamond	X			
TOTAL (9)	8		1	
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				