## HB1862 HD1

## POLICE DEPARTMENT

## CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813 TELEPHONE: (808) 529-3111 · INTERNET: www.honolulupd.org

MUFI HANNEMANN MAYOR



LOUIS M. KEALOHA

DELSERT T. TATSUYAMA RANDAL K. MACADANGDANG DEPUTY CHIEFS

OUR REFERENCE

JC-KS

March 16, 2010

The Honorable Brian T. Taniguchi, Chair and Members Committee on Judiciary and Government Operations The Senate State Capitol Honolulu, Hawaii 96813

Dear Chair Taniguchi and Members:

Subject: House Bill No. 1862, H.D. 1, Relating to Public Order

I am Captain Janet Crotteau of District 1 of the Honolulu Police Department (HPD), City and County of Honolulu.

The Honolulu Police Department supports House Bill No. 1862, H.D. 1, Relating to Public Order, but prefers the original wording in House Bill No. 1862. House Bill No. 1862, as written, would make permanent the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu by eliminating the repeal date entirely.

This bill addresses an islandwide problem that is especially acute in the downtown Honolulu area where people frequently urinate and defecate in public areas. Since its inception in 2004, the HPD has cited under Act 84. We believe it provides the HPD with an additional option when dealing with this problem.

Thank you for the opportunity to testify.

Sincerely,

SANET CROTTEAU, Captain

District 1

APPROVED:

FOR LOUIS M. KEALOHA Chief of Police

c/o NEIGHBORHOOD COMMISSION • 530 SOUTH KING STREET ROOM 400 • HONOLULU, HAWAII, 96813 PHONE (808) 527-5749 • FAX (808) 527-5760 • INTERNET: http://www.honolulu.gov

## Testimony of Thomas Smyth, Secretary

Before the
House Committee on Judiciary
Tuesday, March 16, 2010, 9:30 am Room 016
On
HB 1862 HD 1, Relating to Public Order

Chair Taniguchi, Vice Chair Takamine and Members of the Committee:

The Downtown Neighborhood Board strongly supported HB 1862, as introduced, that removed the December 31, 2012 sunset date of Act 84, Session Laws of Hawaii 2004. We have concerns with HD1 of the bill, which just extends the sunset for two years to 2014. This important law makes it a violation to publicly urinate or defecate in the dense business and residential areas of Chinatown, Downtown and that part of Kaka'ako Mauka west of Ward Avenue.

The Downtown Neighborhood Board feels that continuing this specific violation is needed in our area because of the very real concern by our residents, workers and visitors that there are health and sanitation hazards that result from this conduct.

We have urged the City & County of Honolulu to take steps to increase the number and identification of public bathrooms in this area. To date, frankly, little has been done, but there are some public facilities available and we will continue to work to see that they are better identified.

In the meantime, we want to ensure that HPD has the enforcement tools necessary to cite someone who is blatantly acting so irresponsibly. At our monthly board meetings, HPD representatives are not able to easily count the number of citations they issue for this offense because it is a "violation" that does not result in an arrest, which is more easily tracked. But they have told us that it does work in many instances.

Help us keep our neighborhood, and your working neighborhood, as clean and safe as possible, by returning the total removal of the sunset date to this measure.

Thank you for the opportunity to provide this testimony.

TO:

The Honorable Brian T. Taniguchi, Chair of the Judiciary and

Government Operations Committee

SUBJECT:

Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE:

March 16, 2010

Thank you for this opportunity to testify in support of HB 1862 in its original form, which would repeal the sunset date of December 31, 2012 on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu.

I am a Master's of Social Work student at the University of Hawaii and a resident of Chinatown. Public urination and defecation is not only offensive, but is a real health risk, and blemishes the reputation of our community. Further, the Honolulu Police Department has supported this bill and has aided in enforcing it over the past six years.

Although this bill is a start, the problem still exists. Therefore, I urge that there be more signage and availability of restrooms for the public, our homeless and mentally ill included. Many commercial establishments in the area prohibit restroom use unless you are a customer. Although we are not the mainland, there are cities that discourage this action by commercial businesses. Furthermore some cities are being creative and have created eye pleasing energy efficient, safe and secure port-a-potties.

If we want Chinatown to be "revitalized" we must tend to this basic need.

Sincerely,

Toni Gray

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3-15-2010

Thank you for this opportunity to testify in strong support of HB 1862 in its original form, which would repeal the sunset date of December 31, 2012 on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu.

The Downtown Neighborhood Board #13 has voted unanimously to support removing the sunset date on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu.

The bill was created for specifically for our neighborhood. The citizens support the existing prohibitions and want to see the sunset removed. The Honolulu Police Department was specifically asked about the current prohibition at our January 7, 2010 meeting. HPD said they support the law and have enforced it.

We have seen the success of this legislation and ask that you remove the sunset so that we can know that we will continue to have this legislation to protect us in the future.

Sincerely,

Frank Lavoie, Chair



March 15, 2010

Representative Brian T. Taniguchi, Chair House Judiciary and Government Operations Committee State Capitol 415 South Beretania Street Honolulu, Hawaii 96813

Subject: Strong Support for HB 1862 HD1 Relating to Public Order

Dear Chair Taniguchi and Members of the Committee:

Thank you for this opportunity to testify in strong support of HB 1862 HD1 which extends the sunset date on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu to December 31, 2014. While we would prefer that any sunset date be eliminated entirely we are willing to accept this measure as a temporary compromise on the issue.

EAH Housing in a non-profit public benefit corporation that owns and manages 859 low-income rental apartments in the downtown Honolulu area. For those of us who live, go to school and work downtown, public urination and defecation not only proves a real health risk, but also tarnishes the reputation of the community. Area residents and their children should not be subject to such vile conditions on a daily basis. We understand that the Honolulu Police Department has supported this bill and has aided in enforcing it over the past six years.

Please help us to improve this serious condition where we live and work by supporting HB 1862 HD1. Thank you.

Sincerely,

Kevin R. Carney, (PB) Vice President, Hawaii

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3-15-2010

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Sincerely,

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Just G, Burny Gignature

JOSE BANTISTA

print name

2335-E AHN address

HONO, HI 96818

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1255 Munanu ane E80;

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Sincerely,

MICOLE SMYTHE

print name

1255 NUWANUAVE

address

HONOLULU, HI 96819

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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MICHELD LAKEY

print name

( WORD 1255 NUVANU AVE.

address

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SHANDON SANCHEZ

GS02 A 103 RO ST. address EWA BEAOH, HI 96706

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print name

1017 AUD LANG
address
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1630 LUSTTANA ST

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Inth may signature MEIDA TAMAYO print name

623N· KUAKIHI ST. APT301 address HHL· HI 96817

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1724-C LIVETH SCHOOL ST.

address

1104. 14. 96819

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Sincerely,

Rosalinda D. Valiente
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print name

2671 B. Annu Place
address
Honolulu, Hawan 96819

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Roberta aisaka
signature

Roberta Aisaka
print name

1255 Kluvanu Ave E1381
address
Honolulu Hi 76817

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Alan L. Short

print name

134-A Dasan View Dr.

address

Hon H1 98816

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55 3 KUKUI ST

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Yuan Shi print name 55 South Kukui St. 19401 Address Honolwlu, HIZ 96813

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Sincerely,

Tony Siakhhasone
print name

55 south Kuku: St #1410
address
Honolulu 1+1 96817

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Sincerely.

Jean K. Kenaoho

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JEHN K. KURHOKA

print name

255 Nowwen leve,
address

Harolle, HI

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1255 Nuwanu Ave, E-3003

Horolulu, HY 96817

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Rease help us to improve this serious condition where we live by supporting HB 1862.

Sincerely

print name

signature

1205 NULAND AVE. E-3003

address

Honolales HI 968 17

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,

Laura A. Schleinger

print name

1255 NUWANU AVE 5-603

address

Honolulu, H 96817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

3/13/2010 DATE:

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Sincerely,

PUNALD N-ENEGORIO

print name

1255 MUNAMU A.E., Apt. ELTTO

address

HONOLYM, M. 96817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Normal Name

255 Mayanu Ale E-241

address

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Vanena Chong Kuna
Signature

Vanessa Chong Kuna
print name

1255 Nunanu Ave., #1914

Address

Hon., H. 9687

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,  Belly Shul,  Signature  BG114 AwADA	
print name	•
on that had been seen as a	
address	

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Please help us to improve this serious condition where we live by supporting HB 1862.

Sincerely,

Diar

Diane Dunphy

print name

signature

55 South Kukuist. #2404

address

Honolulu, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Jen Reyes\_(as private citizen)

\_Works at Pali Safeway, for identification purposes only print name

address			

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Howard Sailer

Howard Sailer

print name

55 S. Kukui St.

address

90812

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Len Fukushima
signature

Len Fukushima
print name

UBS Financial Services
address
733 Bishop St.

Honolula, H1 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,

Signature Charles

Charren I Okazaki

175 note Hotel St

Hmo 96817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Malani L. Copeland

MACANI L. COPELAND
print name

665. Kuku St D1909

address

Hon H 26813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,

print name

55 S. Kukui 51. #2411

Honolulu, Hi 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

EDITH S. ONO
print name

55 S. Kuky, ST. #1406

Address

HONOLULU, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely

signature

MONTANEE PORNMUKDA

print name

1255 NULLANY AVE., APT 16ME

address

HONOLULU, HI 96817

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Sincerely,

Jack F Mc Millan

1255 NUVANN Are E2611

Address
Honolulu, Hi 91817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

print name

MARIAN A LUKE

address

1255- Junany Ove

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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<u> رس</u>

print name

255 NULLANU E 1202

HD NOLULI

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Sincerely,

Nathanial Rife
print name

76 A # 2 Calceview
address

Circle, wahiawa HI 96786

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print name

1255 NUVANY #1704

address

Harrolulu, Hi 56839

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Sincerely,

Listie Ou
signature

Knistie Ou
print name

1255 NUMANY AVE. #EIII4
address

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Sincerely.

print name

1255 Nuuanu Ave # E1605

address.

tonolula, Hi

## Lynne Matusow 60 N. Beretania, #1804 Honolulu, HI 96817 531-4260

## **TESTIMONY IN SUPPORT OF HB 1862**

This letter is in support of HB 1862 which removes the sunset date on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu. This is an important tool in keeping our streets safe and clean. The current law is the result of former Rep. Kenneth T. Hiraki introducing it at the request of the Downtown Neighborhood Board 1n 2004. At that time I was the board chair.

Before the bill became law several years ago, I witnessed people urinating or defecating in public or smelled the remains in the Downtown, Chinatown area. To this date, even with the law, people are still doing it, especially at bus stops in the downtown area, and in Chinatown doorways. This unhealthy act causes members of the public to avoid certain area, to the point where they do not patronize businesses where they see or smell the urine and feces.

While things have improved over the years, extending the sunset date to 2014 is not enough. Do that, and we will have to come back to get it extended again. Please support the original intent and make the law permanent.

Lynne Matusow

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

3/13/2010 DATE:

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Sincerely,

Margaret Fuss

MARGARET FUSS
print name

55 So Kukui ST
address

APT D2010-HOH 96913

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Paymon Lukon

signature

PONPROM KUVARORN

print name

57. S.WUUI # 2915

address

HNZ HI 9643

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Sincerely,

Jon C. Rasmussen

print name

1088 Bishop Street, #1302

address

Honolulu, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Northan W. Alexander

55 5. Kului 4 2608

Honolulu, IFI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

signature

OHAUNON N

nrint name

55 5. Kuku, St., D3004

address

Horolnh, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

signature

WEVIN LYE

print name

95 S. Kukur, St H J 2907

address

NOVO MI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

<u>Ammie Dumalagan</u> <u>55 S. Kukui St.</u> #2012

HONOlulu, HI 96813

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Sincerely,

ignature T

nrint name

55 S. Kukui St #1513

address

Honolula H1 96813

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Sincerely,

Jason Hask

print name

1255 Nunann Ave £3103

address

Hon- HI 96617

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signature

1255 Nuccence Ave 41011

Address

Honoluke, HT 96817

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Sincerely,

ELIEN C. LAU

print name

55 S. KUKUI S-#1901

Address

HONOLULU H1, 96813-2322

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

3/13/2010 DATE:

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Jast make Sure

Maria Lebron the homeless

55 S. Kukui St. D3004 have Somewhere to go!

Honolulu, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

Patricia L. Lan
print name

555. Kuku St. #1901

Address

Hopp/Wu, H196813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: MAR. 3, 2010

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Sincerely,

signature Horey Low

JEFFREY LAU

555, KUKUIST. #1901

40 NO LULU, HI. 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

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Sincerely,

signature

print name

55 S. Kukui st

address

HONO H: 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

3/13/2010 DATE:

Thank you for this opportunity to testify in strong support of HB 1862 in its original form, which would repeal the sunset date of December 31, 2012 on the prohibition against urinating or defecating in public within the boundaries of downtown Honolulu.

For those of us who live downtown, public urination and defecation not only proves a real health risk, but also tarnishes the reputation of the community. Area residents and their children should not be subject to such vile conditions. Further, the Honolulu Police Department has supported this bill and has aided in enforcing it over the past six years.

Please help us to improve this serious condition where we live by supporting HB 1862.

Sincerely,

Shannon Bleichistel
print name

55 South Kukui #3110

address
Honoluly, HI 96813

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,

signature

print name

1255 Nucany Ave #1108

address

Honolulu HI 96817

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BRETT M. KURAHKEE

print name

55 South Kafat ST ASIY

address

HMOCUCU HI 96813

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Sincerely,

signature

Johnnatulet

print name

322 Aoloa St#1504

address

Kailua, 96734

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,
signature

IAI KUNA
print name

1255 Nunany Ave. #1914
address

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Sincerely,

signature

print name

1255 Nunanufvett 1308

Honduly HI 96817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: 3/13/2010

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Please help us to improve this serious condition where we live by supporting HB 1862.

Sincerely,

711111

55 Nunamu Are E303

address

HNL-H1. 90817

SUBJECT: Strong Support for House Bill 1862: RELATING TO PUBLIC ORDER

DATE: March 13, 2010

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Sincerely,

CJ Burrell

print name

55 South Kukui St D-2114

address

Honolulu HI 96813