
A BILL FOR AN ACT

RELATING TO HOMELESSNESS.

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

1 SECTION 1. The legislature finds that homelessness is a
2 major ongoing social issue with significant root causes,
3 including issues related to health care, education, safety,
4 living and work environments, and housing. Addressing
5 homelessness in the State requires several approaches, including
6 timely administration of appropriate housing and human services.

7 The legislature further finds that homeless individuals
8 often remain on private property, which can make it more
9 difficult for homeless service providers to assist these
10 individuals. If a homeless individual is on private property, a
11 homeless service provider must first obtain permission from the
12 private property owner, who may be difficult to find, before
13 entering the property. This can result in a delay in connecting
14 a homeless individual to much-needed housing and human services.

15 The purpose of this Act is to help ensure that homeless
16 service providers are able to administer homeless services in a
17 timely manner by:



1 (1) Requiring the governor's coordinator on homelessness
2 to collect and maintain a database of private property
3 owners who give prior consent for homeless service
4 providers to enter an owner's private property, for
5 purposes of administering homeless services to a
6 homeless individual located on that private property;
7 and

8 (2) Exempting homeless service providers from civil
9 liability relating to trespass that may result from
10 the administration of homeless services.

11 SECTION 2. (a) The governor's coordinator on homelessness
12 shall collect and maintain a database of private property owners
13 who give prior consent for homeless service providers to enter
14 an owner's private property, for purposes of administering
15 homeless services to a homeless individual located on that
16 private property.

17 (b) The governor's coordinator on homelessness shall
18 submit a progress report on the database and the coordinator's
19 associated findings and recommendations, including any proposed
20 legislation, to the legislature no later than twenty days prior
21 to the convening of the regular session of 2023.



1 (c) Regardless of whether prior consent by a private
2 property owner was obtained, any homeless service provider that
3 enters a private property to administer homeless services to a
4 homeless individual shall be exempt from civil liability for any
5 injury or damage relating to trespass resulting from the
6 homeless service provider's administration of homeless services,
7 except for gross negligence or wanton acts or omissions on the
8 part of the homeless service provider.

9 SECTION 3. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$ or so
11 much thereof as may be necessary for fiscal year 2022-2023 for
12 outreach related to the collection and maintenance of the
13 database of private property owners' consent established
14 pursuant to this Act.

15 The sum appropriated shall be expended by the department of
16 human services for the purposes of this Act.

17 SECTION 4. This Act shall take effect on July 1, 2060.

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Report Title:

Homelessness; Governor's Coordinator on Homelessness; Private Property; Private Property Owners; Liability; Appropriation

Description:

Requires the governor's coordinator on homelessness to collect and maintain a database of private property owners who give prior consent for homeless service providers to enter an owner's private property, for purposes of administering homeless services to a homeless individual located on that private property. Requires a report to the legislature. Exempts homeless service providers from civil liability relating to trespass that may result from the administration of homeless services. Appropriates funds. Effective 7/1/2060. (HD1)

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