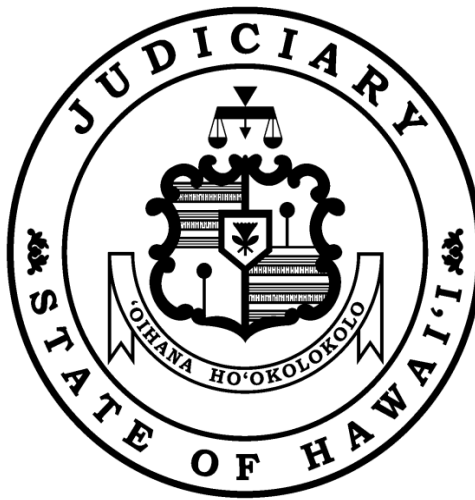


**REPORT TO THE TWENTY-EIGHTH LEGISLATURE  
2016 REGULAR SESSION**

**ON**

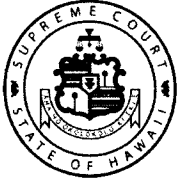
**SENATE CONCURRENT RESOLUTION NO. 98, SENATE DRAFT 1**

**REQUESTING THE JUDICIARY TO CONDUCT A STUDY TO IDENTIFY TRAFFIC  
OFFENSES AND CRIMES, PETTY MISDEMEANOR OFFENSES, AND  
MISDEMEANOR OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD  
FOR THE JUDICIARY AND THAT MAY BE APPROPRIATE FOR  
DECRIMINALIZATION AS INFRACTIONS**



**Submitted by**

**The Office of the Chief Justice  
The Judiciary, State of Hawai'i  
December 2015**



**Supreme Court – THE JUDICIARY • STATE OF HAWAII**

417 South King Street • Aliʻiōlani Hale • Honolulu, Hawaiʻi • 96813-2943 • Ph: (808) 539-4700 • Fax (808) 539-4703

**Mark E. Recktenwald**  
CHIEF JUSTICE

December 30, 2015

The Honorable Ronald D. Kouchi  
President, Hawaiʻi State Senate  
State Capitol, Room 210  
415 South Beretania Street  
Honolulu, Hawaiʻi 96813

The Honorable Joseph M. Souki  
Speaker  
The House of Representatives, State of Hawaiʻi  
State Capitol, Room 431  
Honolulu, HI 96813

Re: Senate Concurrent Resolution 98, Senate Draft 1, Final Report of the Committee to conduct a study to identify traffic offenses and crimes, petty misdemeanor offenses, and misdemeanor offenses that cause a disproportionate workload for the Judiciary and that may be appropriate for decriminalization as infractions.

Dear President Kouchi, Speaker Souki, and Members:

Pursuant to Senate Concurrent Resolution No. 98, Senate Draft 1 (2015), attached please find the Judiciary's Decriminalization Study Committee's final report for your review and consideration. The report includes the findings of the Decriminalization Study Committee, including costs likely to be associated with decriminalization of offenses at a level to be determined by the Legislature.

The Committee, comprised of the Prosecuting Attorneys from each county, a representative from the Office of the Public Defender, private defense attorneys, and District Court judges from each circuit, met as a Committee of the Whole. The Judiciary provided statistics on caseloads, and

The Honorable Ronald D. Kouchi  
The Honorable Joseph M. Souki  
December 30, 2015  
Page 2

two Subcommittees (which did not include any members of the Judiciary) were established to identify and recommend traffic offenses and crimes, petty misdemeanor offenses, and misdemeanor offenses that cause a disproportionate workload for the Judiciary and that may be appropriate for decriminalization as infractions.

On behalf of the Committee, I thank you for the opportunity to be of service to the legislature and the people of Hawai'i.

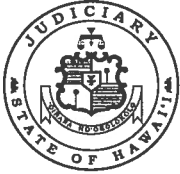
Respectfully submitted,

A handwritten signature in black ink, reading "Mark E. Recktenwald". The signature is written in a cursive, flowing style.

Mark E. Recktenwald  
Chief Justice

MER:lco  
Enclosure

cc: Members of the Twenty-Eighth Legislature  
Members of the Judiciary Decriminalization of Traffic Offenses Feasibility Study  
Committee  
Rodney A. Maile, Administrative Director of the Courts



**District Court of the First Circuit – THE JUDICIARY • STATE OF HAWAII**  
1111 ALAKEA STREET • KAUIKEAOULI HALE • HONOLULU, HAWAII 96813-2897

---

**Barbara P. Richardson**  
Deputy Chief Judge  
District Court of the First Judicial Circuit

December 29, 2015

Chief Justice Mark E. Recktenwald  
Ali‘iolani Hale  
417 South King Street  
Honolulu, HI 96813

Re: Report to the Twenty-eighth Legislature on Senate Concurrent Resolution 98,  
Senate Draft 1 (Judiciary Decriminalization of Traffic Offenses Feasibility Study  
Committee)

Mr. Chief Justice,

Thank you for allowing us to co-chair this Committee that studied whether certain traffic offenses and crimes that cause a disproportionate workload for the Judiciary may be appropriate for decriminalization. Transmitted herewith is the Committee’s report.

The Committee, comprised of the Prosecuting Attorneys from each county, a representative from the Office of the Public Defender, Private Defense attorneys, and District Court judges from each circuit, met as a Committee of the whole. The Judiciary provided statistics on caseloads. Two subcommittees (which did not include any members of the Judiciary) identified and analyzed traffic offenses and crimes, petty misdemeanor offenses, and misdemeanor offenses that cause a disproportionate workload for the Judiciary and that may be appropriate for decriminalization as infractions.

Because the Judiciary committee members determined that it was not appropriate for them to participate in making recommendations to the Legislature on which offenses should be decriminalized, the two Subcommittees evaluated the statistical information provided by the Judiciary. Subcommittee 1 was composed of Deputy Public Defender, Jerry Villanueva; First Circuit’s Deputy Prosecuting Attorney, Jeen Kwak; Honolulu attorney, Michelle Agsalda; and Third Circuit’s Prosecuting Attorney, Mitchell Roth. Subcommittee 2 was composed of Deputy Attorney General, Albert Cook; Honolulu attorney, Jason Say; Second Circuit’s Prosecuting Attorney, John Kim; and Fifth

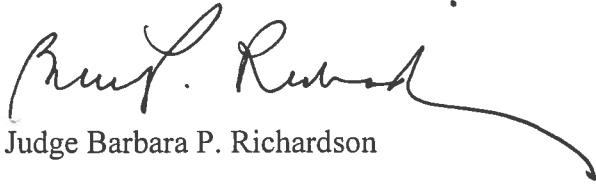
December 29, 2015

Page 2

Circuit's Prosecuting Attorney, Justin Kollar. The statistical data and the findings and analysis for decriminalization made by the two Subcommittees are included in the report.

We note that several Subcommittee members object to the decriminalization of any offenses set forth in the Hawai'i Administrative Rules that were enacted to protect the State's natural resources and the environment. Also, one Subcommittee went beyond simply analyzing offenses which "may be appropriate for decriminalization as infractions" by suggesting the reduction of offense severity levels from petty misdemeanors and misdemeanors to "criminal violations" rather than "decriminalized infractions."

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Barbara P. Richardson", with a long, sweeping horizontal line extending to the right.

Judge Barbara P. Richardson

A handwritten signature in black ink, appearing to read "Lono J. Lee", with a stylized, cursive script.

Judge Lono J. Lee

Enclosure

**REPORT OF FINDINGS TO THE CHIEF JUSTICE  
SUPREME COURT, STATE OF HAWAII**

**ON**

**SENATE CONCURRENT RESOLUTION 98, SENATE DRAFT 1  
REQUESTING THE JUDICIARY TO CONDUCT A STUDY TO IDENTIFY TRAFFIC  
OFFENSES AND CRIMES, PETTY MISDEMEANOR OFFENSES, AND  
MISDEMEANOR OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD  
FOR THE JUDICIARY AND THAT MAY BE APPROPRIATE FOR  
DECRIMINALIZATION AS INFRACTIONS**

**SUBMITTED BY  
DECRIMINALIZATION OF TRAFFIC OFFENSES FEASIBILITY STUDY COMMITTEE  
THE JUDICIARY, STATE OF HAWAII**

**DECEMBER 2015**

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- B. Caseload Statistics (2011-2014) – District Court and Traffic Court
- C. Subcommittee Reports – Analysis, Findings and Possible Action:
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  - Subcommittee 2

**SENATE CONCURRENT RESOLUTION 98, SENATE DRAFT 1  
REQUESTING THE JUDICIARY TO CONDUCT A STUDY TO IDENTIFY TRAFFIC  
OFFENSES AND CRIMES, PETTY MISDEMEANOR OFFENSES, AND  
MISDEMEANOR OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD  
FOR THE JUDICIARY AND THAT MAY BE APPROPRIATE FOR  
DECRIMINALIZATION AS INFRACTIONS**

**DECRIMINALIZATION OF TRAFFIC OFFENSES FEASIBILITY STUDY  
COMMITTEE REPORT**

**INTRODUCTION AND PURPOSE**

The Twenty-eighth Legislature, 2015 Regular Session, State of Hawaii, adopted Senate Concurrent Resolution 98, Senate Draft 1 (SCR 98, SD1), Requesting the Judiciary to Conduct a Study to Identify Traffic Offenses and Crimes, Petty Misdemeanor Offenses, and Misdemeanor Offenses That Cause a Disproportionate Workload for the Judiciary and That May Be Appropriate for Decriminalization as Infractions.

**REQUIREMENTS OF SCR 98, SD1**

Pursuant to SCR 98, SD1, Chief Justice Mark E. Recktenwald established the Decriminalization of Traffic Offenses Feasibility Study Committee (hereinafter Study Committee) to:

- Conduct a study to identify traffic offenses and crimes, petty misdemeanor offenses, misdemeanor offenses, and other violations of law that cause a disproportionate workload for the Judiciary and that may be appropriate for decriminalization as infractions;
- Include in its study the types and number of each of the types of cases that have been adjudicated in each of the past four years; and
- Report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016 its findings and recommendations.

Attached as Appendix A is a copy of SCR 98, SD1 and the Senate Committee Report No. 1272 for Senate Draft 1, adopted by the Senate on April 6, 2015 and by the House on April 20, 2015.



## **APPOINTMENT OF THE DECRIMINALIZATION OF TRAFFIC OFFENSES FEASIBILITY STUDY COMMITTEE**

In response to SCR 98, SD1, Justice Mark E. Recktenwald named the following members to the Study Committee.

### **Study Committee Members**

#### Judges

- The Honorable Barbara P. Richardson, Deputy Chief Judge, District Court, First Circuit, Co-Chair
- The Honorable Lono J. Lee, District Court, First Circuit, Co-Chair
- The Honorable Kelsey T. Kawano, Deputy Chief Judge, District Court, Second Circuit
- The Honorable Barbara T. Takase, Deputy Chief Judge, District Court, Third Circuit
- The Honorable Trudy K. Senda, Deputy Chief Judge, District Court, Fifth Circuit

#### Department of the Attorney General, State of Hawaii

- Albert Cook, Deputy Attorney General

#### Prosecuting Attorneys / Designees

- Jeen Kwak, Deputy Prosecuting Attorney, City and County of Honolulu
- John D. Kim, Prosecuting Attorney, County of Maui
- Mitchell Roth, Prosecuting Attorney, County of Hawai'i
- Justin F. Kollar, Prosecuting Attorney, County of Kaua'i
- Becky Vogt, Deputy Prosecuting Attorney, County of Kaua'i (8/3/15 meeting)

#### Office of the Public Defender

- Jerry A. Villanueva, Deputy Public Defender

#### Hawai'i Criminal Defense Attorneys

- Michelle Agsalda, Esq.
- Jason Say, Esq.

Staff:

Judiciary Information Management Systems (JIMS), The Judiciary

- Dana M. Nakasato, JIMS Specialist

Office of Statistics, Planning & Policy Department, Office of the Administrative Director of the Courts

- Christina E. Uebelein, Planning & Program Evaluator
- Barbara Bettes, Research Statistician

Staff, Legislative Coordinating Office

- Karen Takahashi, Special Projects/Legislative Coordinator
- Caryn Moran, Research Analyst
- Lori Rutherford, Legislative Assistant

**ACTIVITIES OF THE DECRIMINALIZATION OF TRAFFIC OFFENSES FEASIBILITY STUDY COMMITTEE:**

**STUDY COMMITTEE MEETINGS**

The Study Committee held three meetings on August 3, 2015; August 26, 2015; and October 30, 2015.

August 3, 2015 Meeting

Statistics generated by the Judiciary were provided to committee members. These statistics for each of the district courts of the four circuits for calendar years 2011, 2012, 2013 and 2014 included:

- The charge code for each criminal charge filed (with severity levels of violation, petty misdemeanor and misdemeanor);
- The charge code for each non-decriminalized traffic charge filed (with severity levels of violation, petty misdemeanor and misdemeanor, i.e., all traffic charges except those with predecessor codes of D1, D2, D3, D5, D6 or D7).
- Indication of which charges are Environmental Court charges.

The caseload statistics are attached as Appendix B.

Members of the Judiciary, a separate branch of government, determined that it was inappropriate to comment on offenses that should be decriminalized, and they neither participated in nor took any position in identifying “Traffic Offenses and Crimes, Petty Misdemeanor Offenses, and Misdemeanor Offenses That Cause a Disproportionate Workload for the Judiciary and That May Be Appropriate for Decriminalization as Infractions.” Therefore, the Committee Co-Chairs divided the non-Judiciary members into two Subcommittees to examine the statistics provided by the Judiciary.

**Subcommittee 1:**

Jerry Villanueva, Jeen Kwak, Mitchell Roth, and Michelle Agsalda

**Subcommittee 2:**

Albert Cook, Jason Say, John Kim, Justin Kollar

The charges reviewed included statutes (Hawai‘i Revised Statutes [HRS]), rules (Hawai‘i Administrative Rules [HAR]), ordinances of the four counties (County Code of Maui [CCM], Hawai‘i County Code [HCC], Kaua‘i County Code [KCC], Revised Ordinances of Honolulu [ROH, ORD]), and federal regulations (Code of Federal Regulations [CFR]). The two Subcommittees were tasked with reviewing data provided by the JIMS and Statistics staff.

It was emphasized that the Study Committee will report its analysis and findings; however, the respective legislative entities will make the policy decisions of determining which charges should be considered for decriminalization.

August 26, 2015 and October 30, 2015 Meetings

Discussions continued on how to proceed with identifying offenses that may be considered for decriminalization. Subcommittees also conducted work sessions on these dates.

**REVIEW OF TRAFFIC OFFENSES AND CRIMES, PETTY MISDEMEANOR OFFENSES, AND MISDEMEANOR OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD FOR THE JUDICIARY**

When reviewing offenses, the Subcommittee members based their findings on criteria such as the severity of the offense, public safety concerns, hardship on defendants required to make mandatory court appearances, considerations of judicial

economy and the final court disposition of certain initially-charged offenses (i.e., offenses charged as petty or full misdemeanors that were commonly amended to violations or infractions). Subcommittee members also discussed the workload in their respective offices to manage these cases.

Three members of Subcommittee 1 (Jeen Kwak, Jerry Villanueva and Michelle Agsalda) met multiple times to discuss offenses in the Revised Ordinances of Honolulu (ROH) which was assigned to this Subcommittee. Mitch Roth did not participate because ROH applies only to First Circuit. Attorneys Kwak, Villanueva and Agsalda agreed that the list of Honolulu Ordinances submitted by Subcommittee 1 should be considered for decriminalization. Subcommittee 1's data and list of possible actions are attached as Appendix C to this report.

Members of Subcommittee 2 divided the statutes, rules, regulations and ordinances among themselves and each member submitted separate recommendations to the full Committee. Subcommittee 2's data was consolidated and their list of possible actions for decriminalization are also attached as Appendix C to this report.

## **ANALYSIS AND FINDINGS**

The analysis and findings of Subcommittees 1 and 2 identified traffic offenses and crimes that cause a disproportionate workload for the Judiciary and may be appropriate for decriminalization as infractions. However, it is important to note that there is disagreement among subcommittee members regarding offenses in the Hawai'i Administrative Rules (HAR) that were enacted to protect the State's natural resources and the environment; several subcommittee members object to the decriminalization of any such offenses. Other Subcommittee findings went beyond simply identifying offenses which "may be appropriate for decriminalization as infractions;" some findings identified possible action for the reduction of offense severity levels from petty misdemeanors and misdemeanors to "criminal violations" rather than "decriminalized infractions."

## **COSTS ASSOCIATED WITH DECRIMINALIZATION**

For traffic crimes and criminal offenses that may be designated by the Legislature to be decriminalized, the Judiciary will incur additional costs to create and print new citation forms, as well as other costs associated with increased work demands placed upon judges and Judiciary support staff. The assumption that all defendants will simply mail in payment of fines/fees is flawed. Examination of the current reality of processing

civil traffic infractions reveals that defendants are entitled to submit written answers, request hearings and/or trials. Much of this work is done manually, with court staff routing written answers (and mitigation letters) to judges' chambers for review and action. In some circuits, judges must manually fill in and sign Judgments in these cases. Court staff must then process the Judgments which are mailed to defendants. When in-person answers are requested, judges must preside over infraction calendars in the courtroom. These costs – demands upon time and resources of Judiciary personnel – must be recognized and accounted for in the analysis of costs to decriminalize certain offenses.

Regarding payment, processing payments for proposed decriminalized offenses made in cash or by check will increase demands upon time and resources of Judiciary personnel. The processing of payments via the internet for proposed decriminalized criminal infractions will also require a major change to JIMS. This is because payment via the internet is not currently available for criminal offenses. Such a change would cost an estimated \$850,000.

#### **APPENDICES:**

- A. Senate Concurrent Resolution 98, SD1 (2015) / Senate Standing Committee Report No. 1272
- B. Caseload Statistics (2011-2014) – District Court and Traffic Court
- C. Subcommittee 1 and 2 Reports: Analysis, Findings and Possible Actions

# Appendix A

Senate Concurrent Resolution 98,  
Senate Draft 1  
Senate Standing Committee  
Report No. 1272

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# SENATE CONCURRENT RESOLUTION

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REQUESTING THE JUDICIARY TO CONDUCT A STUDY TO IDENTIFY TRAFFIC  
OFFENSES AND CRIMES, PETTY MISDEMEANOR OFFENSES, AND  
MISDEMEANOR OFFENSES THAT CAUSE A DISPROPORTIONATE WORKLOAD  
FOR THE JUDICIARY AND THAT MAY BE APPROPRIATE FOR  
DECRIMINALIZATION AS INFRACTIONS.

1 WHEREAS, the District Courts of the Hawaii State Judiciary  
2 are overwhelmed daily with hearing cases that should not be  
3 deemed as criminal cases; and  
4

5 WHEREAS, in recognition that traffic cases are usually not  
6 a criminal offense, the Legislature enacted Act 222, Session  
7 Laws of Hawaii 1978, codified as chapter 291D, Hawaii Revised  
8 Statutes (HRS), to decriminalize certain traffic offenses, not  
9 serious in nature, to the status of violations; and  
10

11 WHEREAS, other offenses or violations that currently  
12 require a court appearance by a defendant should be  
13 decriminalized to reduce the necessity for arraignments, allow  
14 disposition of uncontested violations by mail, and provide  
15 informal hearings where the violation or the proposed penalty is  
16 questioned; and  
17

18 WHEREAS, the goal of decriminalizing certain offenses and  
19 violations is to streamline the handling of those cases to  
20 achieve a more expeditious system for the judicial processing of  
21 infractions and violations; and  
22

23 WHEREAS, an example of decriminalization of offenses is the  
24 state harbors civil violations system under section 266-29, HRS;  
25 and  
26

27 WHEREAS, section 706-605(4), HRS, excludes imprisonment for  
28 convictions of a violation; and  
29



1 WHEREAS, certain penalties require only a fine and no  
2 imprisonment or probation, which are the type of violations that  
3 should be decriminalized and exempted from a court arraignment;  
4 and  
5

6 WHEREAS, the Judiciary is uniquely suited to provide data  
7 on its own district court daily dockets and calendars to  
8 identify the types of cases that may be better adjudicated  
9 without a court appearance; now, therefore,  
10

11 BE IT RESOLVED by the Senate of the Twenty-eighth  
12 Legislature of the State of Hawaii, Regular Session of 2015, the  
13 House of Representatives concurring, that the Judiciary, in  
14 collaboration with stakeholders, including the Prosecuting  
15 Attorneys from each county and State Public Defender, is  
16 requested to conduct a study to identify traffic offenses and  
17 crimes, petty misdemeanor offenses, misdemeanor offenses, and  
18 other violations of law that cause a disproportionate workload  
19 for the Judiciary and that may be appropriate for  
20 decriminalization as infractions; and  
21

22 BE IT FURTHER RESOLVED that the Judiciary include in its  
23 study the types and number of each of the types of cases that  
24 have been adjudicated in each of the past four years; and  
25

26 BE IT FURTHER RESOLVED that the Judiciary report to the  
27 Legislature no later than twenty days prior to the convening of  
28 the Regular Session of 2016 its findings and recommendations;  
29 and  
30

31 BE IT FURTHER RESOLVED that certified copies of this  
32 Concurrent Resolution be transmitted to the Chief Justice of the  
33 Hawaii Supreme Court, Prosecuting Attorney of each county, and  
34 State Public Defender.





STAND. COM. REP. NO. **1272**

Honolulu, Hawaii

**APR - 2 2015**

RE: S.C.R. No. 98  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.C.R. No. 98 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO  
CONDUCT A STUDY TO IDENTIFY TRAFFIC OFFENSES AND CRIMES,  
PETTY MISDEMEANOR OFFENSES, AND MISDEMEANOR OFFENSES THAT  
CAUSE A DISPROPORTIONATE WORKLOAD FOR THE JUDICIARY AND THAT  
MAY BE APPROPRIATE FOR DECRIMINALIZATION AS INFRACTIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Request the Judiciary to conduct a study to identify traffic offenses and crimes, petty misdemeanor offenses, and misdemeanor offenses that cause a disproportionate workload for the Judiciary and may be appropriate for decriminalization as infractions;
- (2) Request the Judiciary to report to the Legislature prior to the Regular Session of 2016 its findings and recommendations, including any proposed legislation; and
- (3) Request the Legislative Reference Bureau to assist the Judiciary in drafting any proposed legislation as a result of the Judiciary's study.

Your Committee received testimony in support of this measure from the Office of the Public Defender and one individual. Your



Committee received comments on this measure from the Judiciary and Legislative Reference Bureau.

Your Committee finds that there are numerous traffic offenses and crimes, petty misdemeanor offenses, and misdemeanor offenses that require a court appearance by a defendant that could be decriminalized to reduce the necessity for arraignments, allow disposition of uncontested violations by mail, and provide informal hearings where the violation or the proposed penalty is questioned. This measure requests the Judiciary to conduct a study to identify these offenses and violations that may be appropriate for decriminalization as infractions to streamline the handling of those cases and achieve a more expeditious system for the judicial processing of these violations.

Your Committee notes the comments submitted by the Judiciary requesting further clarification and specificity regarding the types of offenses that may be appropriate for decriminalization. Furthermore, your Committee notes the concerns raised by the Judiciary that stated the Judiciary is capable of providing the Legislature with data regarding the case types and adjudication of those cases for the last four years, a determination of which offenses are appropriate for decriminalization is a policy decision that falls within the purview of the Legislature. Thus, the Judiciary testified that it did not believe that it would be suitable for the Judiciary to propose any legislation to decriminalize certain offenses.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language that states that the Judiciary is uniquely suited to provide data, rather than review, its own district court daily dockets and calendars to identify the types of cases that may be better adjudicated without a court appearance;
- (2) Requesting that in conducting its study, the Judiciary collaborate with stakeholders, including the Prosecuting Attorneys of each county and State Public Defender;
- (3) Deleting language that requests the Judiciary to include any proposed legislation with its findings and recommendations;



- (4) Deleting language that requests the Legislative Reference Bureau to assist the Judiciary in drafting any proposed legislation as a result of the Judiciary's study on certain offenses that may be appropriate for decriminalization as infractions; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 98, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 98, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,

  
GILBERT S.C. KEITH-AGARAN, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SCR 98</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">JDL</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">3/30/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
ESPERO, Will	✓			
GABBARD, Mike				✓
IHARA, Jr., Les	✓			
THIELEN, Laura H.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	6			1
Recommendation: <input checked="" type="checkbox"/> Adopted <span style="margin-left: 100px;"><input type="checkbox"/> Not Adopted</span>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: right;">M. H.</div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div><b>Distribution:</b></div> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

\*Only one measure per Record of Votes

Revised: 11/12/14

Appendix A

# Appendix B

## Caseload Statistics 2011-2014 District Court & Traffic Court

HAR – Hawai‘i Administrative Rules

HCC – Hawai‘i County Code

HRS – Hawai‘i Revised Statutes

KCC – Kaua‘i County Code

CCM – County Code of Maui

ROH – Revised Ordinances of Honolulu  
(City & County)

Number of Case Initiations, All Circuits, 2011 through 2014, District Court & Traffic Court				
	CY 2011	CY 2012	CY 2013	CY 2014
49 CFR 390.21		3	3	1
49 CFR 391.11	2	2		3
49 CFR 391.41	15	7	11	16
49 CFR 391.43				1
49 CFR 391.45	6	5	2	2
49 CFR 391.51	2		1	
49 CFR 392.16	5			
49 CFR 392.25				1
49 CFR 392.33	3			
49 CFR 392.9(a)	3	2		
49 CFR 393.9(a)	1	3		10
49 CFR 393.11	5	2	4	
49 CFR 393.13	11	3		
49 CFR 393.19	5	2	1	
49 CFR 393.25	3	1	2	3
49 CFR 393.30	1			
49 CFR 393.41		2		
49 CFR 393.43	3	1	5	7
49 CFR 393.45	2		1	9
49 CFR 393.47	5		2	14
49 CFR 393.51	5	1	6	10
49 CFR 393.53(b)			1	
49 CFR 393.60	4		1	1
49 CFR 393.62		1	5	3
49 CFR 393.65(c)				1
49 CFR 393.67			1	7
49 CFR 393.70	1	1	4	1
49 CFR 393.75	3	2	8	9
49 CFR 393.78		1	3	6
49 CFR 393.80	2	1	1	
49 CFR 393.81	9	1	1	
49 CFR 393.82		1	1	
49 CFR 393.83	1			4
49 CFR 393.86	1	4		
49 CFR 393.87	2			
49 CFR 393.89				1
49 CFR 393.93(b)		1		
49 CFR 393.95	2	2	1	1
49 CFR 393.100	14	5		2
49 CFR 393.102				1
49 CFR 393.106	2			
49 CFR 393.126	2		3	4
49 CFR 393.134	1	2		1
49 CFR 393.201	2		14	24

	CY 2011	CY 2012	CY 2013	CY 2014
49 CFR 393.203				1
49 CFR 393.205	1		1	2
49 CFR 393.207	4	2	15	22
49 CFR 393.209	1		7	
49 CFR 396.3	14	11	17	19
49 CFR 396.5	6	4	1	3
49 CFR 396.9			1	2
49 CFR 396.11		1	3	1
CCM 5		1	2	1
CCM 6.04	49	394	546	600
CCM 10.20.010		1		
CCM 12.42			1	3
CCM 13.04	43	45	72	186
CCM 13.22.030				1
CCM 16.04				4
CCM 19.52	33	28	53	50
CCM 20.04.010		2		
HAR 3-111-14		2		
HAR 4		11	10	14
HAR 11-60.1		9	4	3
HAR 13-7-5				3
HAR 13-29-2				1
HAR 13-30-2	7	5	2	5
HAR 13-31-3			2	
HAR 13-32-2	1	2	7	
HAR 13-33-2			2	2
HAR 13-34-2		5	8	4
HAR 13-35-2	3	1	6	2
HAR 13-36-2		9		3
HAR 13-37-2		2	4	3
HAR 13-38-3	2	7	7	2
HAR 13-47-2		1		
HAR 13-48-3	4		7	3
HAR 13-51-2	9	3	14	12
HAR 13-52-2	1	3		1
HAR 13-54-2				2
HAR 13-55-2		1	1	1
HAR 13-57-2	5			
HAR 13-60-3	7		4	
HAR 13-62-3	1	4	2	
HAR 13-63-2			2	3
HAR 13-74			1	4
HAR 13-75	43	74	72	82
HAR 13-84-1	10	2	6	5

	CY 2011	CY 2012	CY 2013	CY 2014
HAR 13-89-1		5	5	9
HAR 13-90-1(2)	1			
HAR 13-92-1		8	7	10
HAR 13-93-2	2	4		1
HAR 13-94-8				2
HAR 13-95	29	115	62	148
HAR 13-95.1-20(a)				1
HAR 13-99-1	1			
HAR 13-100-2		5		
HAR 13-104	5	6	25	16
HAR 13-105-3(a)		1		3
HAR 13-121-3		5		3
HAR 13-122		4	19	6
HAR 13-123	41	70	103	108
HAR 13-124-3	1		1	5
HAR 13-125-5			1	
HAR 13-126	3	14	28	13
HAR 13-130			1	8
HAR 13-146	172	379	599	398
HAR 13-209-4		6	12	16
HAR 13-230-4		2		
HAR 13-231	1		9	4
HAR 13-232	6	15	19	37
HAR 13-233	18	6	17	5
HAR 13-234-34	1	1	5	2
HAR 13-235-16(a)				1
HAR 13-241	27	31	35	40
HAR 13-242-15		2		
HAR 13-243-1	11	14	14	13
HAR 13-244	19	21	7	11
HAR 13-245	25	44	39	18
HAR 13-251	1	1	6	3
HAR 13-252-6				1
HAR 13-254-14(a)		2		
HAR 13-256		6	17	21
HAR 13-257-3(b)				1
HAR 13-261	1	2	10	7
HAR 15-210-13(b)(6)				1
HAR 19-13	1		25	34
HAR 19-14	29	30	57	74
HAR 19-15.1		10	25	3
HAR 19-17.1		1	23	27
HAR 19-20.1	48	113	164	138
HAR 19-26.1-5			1	4
HAR 19-30	4	16	7	
HAR 19-33-3(a)				1



	CY 2011	CY 2012	CY 2013	CY 2014
HAR 19-37				10
HAR 19-38.1	1			3
HCC 4-15	9	2	1	
HCC 4-18	1	4	6	1
HCC 4-19		2	1	2
HCC 4-24(a)			1	
HCC 4-29	4	3	5	3
HCC 4-31	66	74	113	61
HCC 13-9		2		
HCC 14-1	108	94	169	104
HCC 14-8				1
HCC 14-21	15	23	13	12
HCC 14-33	1	1		
HCC 14-75		1		4
HCC 15-5		1		
HCC 15-8	131	174	231	266
HCC 15-16	10	9	12	16
HCC 15-18				2
HCC 15-21		3		2
HCC 15-24			1	
HCC 15-25				2
HCC 15-30	2	1	2	
HCC 15-31		1		
HCC 15-39		6	5	15
HCC 15-42		1		
HCC 15-43(a)	1		15	8
HCC 15-44				2
HCC 20-2(a)			1	2
HCC 20-3		1		4
HCC 20-41			1	
HCC 21		1		
HCC 24-167.1(b)			1	
HCC 26-4		1		
HCC 26-17.1	1	1	1	
HCC 26-19		5	1	
HCC 29-5(c)		1		
HRS 132D-3				1
HRS 132D-4		2	5	1
HRS 132D-5	11	36	40	51
HRS 132D-7	2	7	3	
HRS 134-2	14	9	56	22
HRS 134-3	18	23	66	42
HRS 134-4	1	1	14	7
HRS 134-7		5	9	2
HRS 134-8(c)			8	1

	CY 2011	CY 2012	CY 2013	CY 2014
HRS 134-10	2	1	4	2
HRS 134-16	6	5	11	16
HRS 134-17	39	28		
HRS 134-27		11	61	28
HRS 134-51(a)	34	48	54	90
HRS 134-52(a)	10	10	12	14
HRS 134-53(a)	11	13	16	19
HRS 136-2	1			1
HRS 142-4		1		
HRS 142-8		1		
HRS 142-61				1
HRS 142-68				1
HRS 142-74		1		3
HRS 143-2.6		1		
HRS 183D-21	18	22	9	18
HRS 183D-25	2	1		2
HRS 183D-26	11	8	5	2
HRS 183D-27	7		2	
HRS 188-35	2			1
HRS 188-40.7(a)		1	1	
HRS 188-57		1		
HRS 188-58.5(a)				5
HRS 189-10(a)				1
HRS 189-2	12	34	15	2
HRS 189-11		1	3	1
HRS 200-10(a)(1)(2)	1			1
HRS 200-31				1
HRS 200-37.5(a)(1)				2
HRS 200-62		2	2	2
HRS 231-35	12	13	12	
HRS 249-13	2	1	2	
HRS 261-21(a)			2	
HRS 264-101	5	9		6
HRS 264-6	1			
HRS 281-3		7	5	
HRS 281-4		2	2	
HRS 281-78	108	148	50	86
HRS 281-84	12	15	9	21
HRS 281-101	167	88		1
HRS 281-101.5	130	248	301	274
HRS 286-8			2	2
HRS 286-29			1	
HRS 286-30	698	634	531	509
HRS 286-43	15	12	7	17
HRS 286-44	2	3		2
HRS 286-57		1		

	CY 2011	CY 2012	CY 2013	CY 2014
HRS 286-102	17,656	18,013	19,588	23,479
HRS 286-122	6	3	1	3
HRS 286-130			1	1
HRS 286-131	37	10	21	40
HRS 286-132	3,302	3,373	3,903	4,726
HRS 286-133	412	447	630	723
HRS 286-134	3	2	10	8
HRS 286-214		2	1	4
HRS 286-232	3	2	2	4
HRS 286-235	15	12	12	14
HRS 287-4	13	3	1	5
HRS 287-41		5	3	10
HRS 287-44	1	5	2	1
HRS 291-2	894	1,023	917	1,049
HRS 291-3.1	484	447	458	476
HRS 291-3.2	202	229	155	207
HRS 291-3.3	47	68	64	67
HRS 291-4.6	4	1	3	5
HRS 291-12	923	1,072	1,405	1,534
HRS 291-17			1	16
HRS 291-31(a)		1		
HRS 291-31.5	128	193	121	134
HRS 291-52.7	1	8		4
HRS 291C-12.6	88	85	96	95
HRS 291C-13	1,084	1,064	1,048	1,038
HRS 291C-14		1		
HRS 291C-18	8	1	19	10
HRS 291C-22		1	1	1
HRS 291C-23	96	101	119	118
HRS 291C-27		6	585	403
HRS 291C-37			3	
HRS 291C-103	268	305	283	286
HRS 291C-104		2	9	1
HRS 291C-105(a)	4,395	3,631	3,573	3,829
HRS 291C-137		1	577	7,995
HRS 291C-204	8	1	4	14
HRS 291C-205	5	8	3	4
HRS 291E-15	247	200	398	372
HRS 291E-47	6	1	1	
HRS 291E-61	7,915	8,484	7,844	7,298
HRS 291E-62	1,503	2,102	2,496	2,960
HRS 291E-64(a)	64	57	57	61
HRS 291E-65	5	16	12	12
HRS 291E-66(a)			3	2
HRS 291E-68	234	531	587	614
HRS 302A-1152	1		1	

	CY 2011	CY 2012	CY 2013	CY 2014
HRS 328J-3	1	1	3	5
HRS 328J-6		9	6	
HRS 329C-2	7	4	4	9
HRS 339-4(a)		4	20	10
HRS 342D-50(a)				1
HRS 342F-9(a)		1		
HRS 342H-39(a)		1		
HRS 342J-9(c)(3)			1	
HRS 431:10C	28,572	28,043	28,414	33,841
HRS 431:10G-102	444	633	539	524
HRS 439-2(a)	8	20	1	
HRS 439-22	1			
HRS 445-112				1
HRS 445-112.5		1		
HRS 445-134.11			1	
HRS 445-134.13			4	
HRS 445-135			1	
HRS 445-172		3	3	1
HRS 445-233(a)(d)(f)			12	
HRS 452-2(a)	34	38	17	
HRS 486-75	4	4	3	6
HRS 486-77(a)	4	4	2	
HRS 486M-2		15	14	27
HRS 486M-4		3		
HRS 486M-7		4		
HRS 586-4	9	13	20	9
HRS 586-11	28	44	98	54
HRS 604-10.5	61	174	331	302
HRS 707-704	13	4	1	5
HRS 707-706	41	32	19	24
HRS 707-712	1,559	1,542	1,273	994
HRS 707-712.5(1)(a)				1
HRS 707-712.6	19	32	44	63
HRS 707-714	33	28	74	59
HRS 707-714.5		1		
HRS 707-717	311	315	332	348
HRS 707-722	27	9	12	15
HRS 707-727	1	5	6	5
HRS 707-733	87	96	82	109
HRS 707-734	26	27	34	30
HRS 707-767	4			
HRS 708-812	42	33	5	12
HRS 708-812.6(3)		1		
HRS 708-813	95	212	409	677
HRS 708-814	240	289	638	762
HRS 708-814.5	1	3	7	7

	CY 2011	CY 2012	CY 2013	CY 2014
HRS 708-815	22	231	1,614	2,621
HRS 708-822	19	83	89	110
HRS 708-823	23	270	534	532
HRS 708-823.5				5
HRS 708-824			1	
HRS 708-826	2	1	3	1
HRS 708-827	6	22	7	13
HRS 708-828		1	1	1
HRS 708-829	193	207	250	281
HRS 708-832	636	855	878	831
HRS 708-833	2,350	2,624	2,852	2,446
HRS 708-833.5	256	223	196	275
HRS 708-836.6	55	64	63	69
HRS 708-837	2	6	10	8
HRS 708-837.5			1	
HRS 708-838(1)				1
HRS 708-839				3
HRS 708-839.5(5)		1		1
HRS 708-853	8	6	13	3
HRS 708-856(1)(a)			1	
HRS 708-857	22	24	27	11
HRS 708-871			1	
HRS 708-872			2	
HRS 708-874			26	
HRS 708-895.7		1		
HRS 708-8100	38	56	33	26
HRS 708-8254	9	6	6	5
HRS 708-8300(1)			6	
HRS 709-904	12	11	11	16
HRS 709-905		2	1	
HRS 709-906	157	148	129	79
HRS 710-1010	35	41	40	35
HRS 710-1010.5	40	20	26	27
HRS 710-1011	2		1	1
HRS 710-1012	1	2		
HRS 710-1014	2	3	4	3
HRS 710-1014.5	49	22	28	47
HRS 710-1015	38	28	25	32
HRS 710-1016	1		1	
HRS 710-1016.4	4			
HRS 710-1016.7	6	6	2	8
HRS 710-1017	13	2	20	1
HRS 710-1026	242	229	206	216
HRS 710-1027	100	124	109	89
HRS 710-1030	9	20	11	13
HRS 710-1061			3	7

	CY 2011	CY 2012	CY 2013	CY 2014
HRS 710-1063	27	16	28	24
HRS 710-1072	4	1	1	
HRS 710-1076(1)(a)			1	1
HRS 710-1077	4,062	4,141	4,169	4,971
HRS 711-1101	1,063	1,331	1,426	1,757
HRS 711-1102	9	6	14	15
HRS 711-1105	6	54	59	64
HRS 711-1106	975	1,008	1,126	1,113
HRS 711-1106.5	22	19	23	7
HRS 711-1106.6	15		4	
HRS 711-1109	479	26	71	93
HRS 711-1111	2	5	4	3
HRS 712-1200	275	293	205	252
HRS 712-1204	2			
HRS 712-1206			9	8
HRS 712-1207	35	52	45	15
HRS 712-1209(1)			2	
HRS 712-1211				1
HRS 712-1217	153	171	173	175
HRS 712-1222	7	21	2	1
HRS 712-1223	13	29	4	
HRS 712-1225(1)(a)		4		
HRS 712-1226	64	29	36	28
HRS 712-1246.5	56	60	72	63
HRS 712-1248	54	46	79	47
HRS 712-1249	933	1,020	978	1,084
HRS 712-1250	34	15	6	16
HRS 712-1250.5		1	92	78
HRS 803-6(e)	988	1,164	1,479	1,640
HRS 844D-31(a)				3
HRS 844D-111		8	5	5
KCC 8-17.1			6	4
KCC 19-1.4		1	6	4
KCC 19-2.3	37	18	11	30
KCC 19-2.7				1
KCC 22-3.5			2	1
KCC 22-3.9			1	
KCC 22-4.4	2	2	2	3
KCC 22-10.5			4	1
KCC 22-14.1	8	2		
KCC 22-15.5		1		
KCC 22-17.3	22	49	94	72
KCC 22-18.3			1	3
KCC 22-21.2				1
KCC 22-25.3				6

	CY 2011	CY 2012	CY 2013	CY 2014
KCC 23-3.6(a)				1
ORD 14-26				126
ORD 14-27				15
ORD 14-28				2
ROH 1-3.2	4	6	4	3
ROH 7-1.2	14	27	24	24
ROH 7-2.3	64	86	71	19
ROH 7-2.4			3	
ROH 7-2.5	7	12	11	4
ROH 7-3.1(a)		2	1	3
ROH 7-4.2	112	115	99	92
ROH 7-4.9		1	1	3
ROH 7-6.2		1		1
ROH 7-6.6	5		1	
ROH 7-7.2	12	47	45	115
ROH 9-1.4(a)(3)		2		
ROH 9-1.6			2	4
ROH 10(b)(9)				8
ROH 10-1.2	4,754	5,233	7,565	7,959
ROH 10-1.3	5	55	5	28
ROH 10-1.7			3	12
ROH 12-1.8(a)		1		2
ROH 12-1.9(a)	10	7	16	37
ROH 12-1.10(c)(2)	1	3	5	2
ROH 12-1.12	79	64	76	158
ROH 12-1.14	1	2		3
ROH 12-1.16	1	2	3	1
ROH 12-1.20		1		
ROH 12-2.5(a)		1		
ROH 12-4.1				1
ROH 12-4.4	85	89	130	207
ROH 12-4.5				1
ROH 12-4.6		3		
ROH 15-4.2		1		6
ROH 15-13.6	3	5		
ROH 15-24.2	1			
ROH 18-3.1(a)		2		
ROH 20-6.2		27	23	28
ROH 20-6.8	1	15	1	
ROH 29-4.4(a)(3)				1
ROH 29-6A	7	19	24	46
ROH 29-6.1			2	2
ROH 29-6.2	16	80	85	112
ROH 29-8.1	2	2	4	12

	CY 2011	CY 2012	CY 2013	CY 2014
ROH 29-10.1			4	
ROH 29-11.11			4	11
ROH 29-12.4(a)				1
ROH 29-13.2	2	2	20	17
ROH 29-16.3(a)				1
ROH 29-18.1(a)		3		
ROH 40-1.2	2,349	2,214	1,782	1,888
ROH 40-1.3			1	
ROH 40-3.1	4			
ROH 40-5.2				2
ROH 40-6.1(a)				4
ROH 40-10.2(b)				1
ROH 40-12.2(a)		3		
ROH 40-15.3	1	1		
ROH 40-23.2	5	7	20	20
ROH 41-8.3	3	9	11	14
ROH 41-21.2	5		25	745
ROH 41-21.4(c)			1	
ROH 41-21.5			1	8
ROH 41-31.1(a)(2)	546	643	495	458
SLH 2004, Act 84	51	49	64	49
SLH 2008, Act 77		1		
SLH 2010, Act 75			3	6
SLH 2012, ACT 318, Section 2		171	47	
SLH 2013, Act 74		1	6,568	2,638
SLH 2014, Act 50				15
Shaded rows indicate subordinate codes have been summed into the top code				

## Appendix B



# Appendix C

## Subcommittee Reports

### Analysis, Findings, and Possible Actions

HAR – Hawai‘i Administrative Rules

HCC – Hawai‘i County Code

HRS – Hawai‘i Revised Statutes

CCM – County Code of Maui

ROH – Revised Ordinances of Honolulu  
(City & County)

Note: Kauai County Code is not included  
because no sections were identified for possible  
changes

**Subcommittee 1 – Michelle Agsalda, Jeen Hee Kwak Pang, Jerry A. Villanueva**

**The following is a list of Honolulu Ordinances that may be considered for decriminalization:**

<b>Ordinance</b>	<b>Description</b>	<b>Classification</b>	<b>Possible Action</b>
ROH 7-2.10	Animal Nuisances	PM	Amend to IN
ROH 7-4.9	Regulation of Dogs	PM	Amend to IN
ROH 7-6.8	Cat Identification Program	VL	Amend to IN
ROH Chapter 9	Collection and Disposal of Refuse (Entire Chapter) - Article 5 contains the enforcement and penalties. Article 6 provisions for arrest	civil fines but citation and arrest per Art. 6	Amend to IN
ROH 10-1.6	Use of Public Parks, Playgrounds, Beaches and Other Public Areas	PM	Amend to IN
ROH 12-1.17	Taxicabs	MD	Amend to IN
ROH 13-2.8	Island Wide Fare Structure - counterfeiting or using counterfeit tokens or coupons	MD	Amend to IN
ROH 13-3.5	Activities Prohibited on Public Conveyances	MD	Amend to IN
ROH 15-4.6	Use of Bicycles, skateboards, roller skates and similar devices	VL officer may arrest	Amend to IN
ROH 15-13.6	Selling on highways restricted	PM	Amend to IN
ROH 15-13.14	Stripping of motor vehicles	PM	Amend to IN
ROH 15-19.1	Vehicle Equipment - Scope and effect of regulations	MD	Amend to IN
ROH 15-24.20	Parades	PM	Amend to IN
ROH 29-2.2	Lei Selling	VL	Amend to IN
ROH 29-4.8	Litter Control	PM	Amend to IN
ROH 29-5.2	Use of Streets and Sidewalks by Solicitors and Canvassers	PM	Amend to IN
ROH 29-6.4	Peddler's License	VL	Amend to IN
ROH 29-6A-6	Peddling by Merchant of a store on Chinatown Sidewalk or Mall, College Walk Mall, Sun Yat Sen Mall, and Historic Moiliili Sidewalk	PM	Amend to IN
ROH 29-7.5	Handbilling in the Waikiki Special Design District	Fine with court summons	Amend to IN
ROH 29-8.11	Structures on, Above or Below a Public Sidewalk	MD	Amend to IN
ROH 29-10.5	Use of Malls	PM	Amend to IN
ROH 29-11.14	Publication Dispensing Racks in Waikiki	VL	Amend to IN
ROH 29-12.14	Charitable Sales Activities on Public Places	PM	Amend to IN
ROH 29-13.3	Use of Animals in Solicitations in the Waikiki Special District	PM	Amend to IN
ROH 29-17.3	Aggressive Panhandling	VL	Amend to IN
ROH 29-18.5	Use of Sidewalk for Pedestrian Use	VL	Amend to IN
ROH 29-____	Sitting or Lying on Public Sidewalks in the Waikiki Special District	PM	Amend to IN
ROH 29-____.3	Sitting or Lying on Public Sidewalks Outside of the Waikiki Special District	PM	Amend to IN
ROH 40-1.3	Use of Intoxicating Liquors in Certain Public Places	PM	Amend to IN
ROH 40-7.4	Use of Amplifying Device in Public Buildings	VL	Amend to IN
ROH 40-8.2	Sale of Toilets and Urinals	VL	Amend to IN
ROH 40-9.2	Sale of Showerheads and Faucets	VL	Amend to IN
ROH 40-10.4	Advertisement and Distribution of Cigarettes and Tobacco Products	VL	Amend to IN
ROH 40-12.2	Graffiti Damage to Public Property	VL	Amend to IN

**Subcommittee 1 – Michelle Agsalda, Jeen Hee Kwak Pang, Jerry A. Villanueva****The following is a list of Honolulu Ordinances that may be considered for decriminalization:**

ROH 40-18.3	Bidi Cigarette Prohibitions	VL	Amend to IN
ROH 40-19.4	Advertisement of Intoxicating Liquor and Liquor Products	VL	Amend to IN
ROH 40-___.4	Urinating or Defecating in Public Prohibited	PM	Amend to IN
ROH 41-5.2	Noises in Vicinity of Hospitals	MD	Amend to IN
ROH 41-7.1	Operation of Certain Amusements Facilities	VL	Amend to IN
ROH 41-12.9	Bicycles	VL	Amend to IN
ROH 41-14.4	Vehicular Advertising	PM	Amend to IN
ROH 41-21.5	Smoking	VL	Amend to IN
ROH 41-27.4	Polystyrene Foam Containers	VL	Amend to IN
ROH 41-28.6	Parking Space Reserved for Persons with Disabilities	VL	Amend to IN
ROH 41-31.3	Noise Control	graduated fine or forfeiture	Amend to IN
ROH 41-32.4	Loitering in Public School Premises	VL	Amend to IN
ROH 41-33.6	Regulated Use of Uniforms By Private Security Personnel	MD	Amend to IN
ROH 41-34.6	Sound Levels of the Waikiki Shell	VL	Amend to IN

**Subcommittee 2 - Albert Cook, Jason Say, John Kim, Justin Kollar**

The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:

Offense Number	Description	Classification	Possible Action
HRS 189-2	Commercial marine license	VL	Amend to IN
HRS 189-10	Commercial marine dealers	VL	Amend to IN
HRS 189-11	Commercial marine dealers receipts	VL	Amend to IN
HRS 200-10(a)(1)(2)	Small boat permits	VL	Amend to IN
HRS 200-31	Boat registration	VL	Amend to IN
HRS 200-37.5(a)(1)	Emergency radio required	VL	Amend to IN
HRS 249-13	Determination of rate (for trucks)	PM	Amend to IN
HRS 291-31(a)	Tail lights	VL	Amend to IN
HRS 302A-1152	Unauthorized vehicles on school or public library grounds	VL	Amend to IN
CCM 13.04.044(7)	Alcohol Prohib - Kamaole Park	VL	Amend to IN
CCM 19.52.090(F)	Drinking in public	PM	Amend to IN
HAR 13-123-24(2)	Preservation of public and private property trash	PM	Amend to IN
HAR 13-146-10(a)	Animals stray	PM	Amend to IN
HAR 13-146-12(a)	Audio devices noise	PM	Amend to IN
HAR 13-146-25(b)	Possession of alcohol	PM	Amend to IN
HAR 13-146-35(a)	Littering	PM	Amend to IN
HAR 19-14-3.1(7)	Possess alcoholic beverages	MD	Amend to IN
HAR 19-14-3(g)	Possess alcoholic beverages	MD	Amend to IN
HAR 19-20.1-23(a)	Profanity/Rough behavior/Play music	MD	Amend to IN
HCC 14-1	Liquor prohibited	PM	Amend to IN
HCC 14-1	Liquor prohibited	VL	Amend to IN
HCC 14-1(a)(1)	Liquor prohibited highways sidewalks breakwaters	PM	Amend to IN
HCC 14-1(a)(1)	Liquor prohibited highways sidewalks breakwaters	VL	Amend to IN
HCC 14-1(a)(2)	Liquor prohibited public parking lots	PM	Amend to IN
HCC 14-1(a)(2)	Liquor prohibited public parking lots	VL	Amend to IN
HCC 14-1(a)(3)	Liquor prohibited schools	PM	Amend to IN
HCC 14-1(a)(3)	Liquor prohibited schools	VL	Amend to IN
HCC 14-1(a)(4)	Liquor prohibited areas contiguous to schools	PM	Amend to IN
HCC 14-1(a)(4)	Liquor prohibited areas contiguous to schools	VL	Amend to IN
HCC 14-1(a)(5)	Liquor prohibited parks	PM	Amend to IN
HCC 14-1(a)(5)	Liquor prohibited parks	VL	Amend to IN
HCC 14-1(a)(6)	Liquor prohibited Pahoia parcel 24	PM	Amend to IN
HCC 14-1(a)(6)	Liquor prohibited Pahoia parcel 24	VL	Amend to IN
HCC 14-1(a)(7)	Liquor prohibited (South Hilo)	PM	Amend to IN
HCC 14-1(a)(7)	Liquor prohibited (South Hilo)	VL	Amend to IN
HCC 14-1(a)(7)(A)	Liquor prohibited Ainaola Park	PM	Amend to IN
HCC 14-1(a)(7)(A)	Liquor prohibited Ainaola Park	VL	Amend to IN
HCC 14-1(a)(7)(B)	Liquor prohibited Clem Akina Park	PM	Amend to IN
HCC 14-1(a)(7)(B)	Liquor prohibited Clem Akina Park	VL	Amend to IN
HCC 14-1(a)(7)(C)	Liquor prohibited Ahulani Park	PM	Amend to IN
HCC 14-1(a)(7)(C)	Liquor prohibited Ahulani Park	VL	Amend to IN
HCC 14-1(a)(7)(D)	Liquor prohibited Waiakea Peninsula	PM	Amend to IN
HCC 14-1(a)(7)(D)	Liquor prohibited Waiakea Peninsula	VL	Amend to IN
HCC 14-1(a)(7)(E)	Liquor prohibited Drag Strip, Hilo	PM	Amend to IN
HCC 14-1(a)(7)(E)	Liquor prohibited Drag Strip, Hilo	VL	Amend to IN
HCC 14-1(a)(7)(F)	Liquor prohibited Kalakaua Park	PM	Amend to IN
HCC 14-1(a)(7)(F)	Liquor prohibited Kalakaua Park	VL	Amend to IN
HCC 14-1(a)(7)(G)	Liquor prohibited Kaumana Caves	PM	Amend to IN

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**The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:**

HCC 14-1(a)(7)(G)	Liquor prohibited Kaumana Caves	VL	Amend to IN
HCC 14-1(a)(7)(H)	Liquor prohibited Keikiland	PM	Amend to IN
HCC 14-1(a)(7)(H)	Liquor prohibited Keikiland	VL	Amend to IN
HCC 14-1(a)(7)(I)	Liquor prohibited Lanakila Center	PM	Amend to IN
HCC 14-1(a)(7)(I)	Liquor prohibited Lanakila Center	VL	Amend to IN
HCC 14-1(a)(7)(J)	Liquor prohibited Lincoln Park	PM	Amend to IN
HCC 14-1(a)(7)(J)	Liquor prohibited Lincoln Park	VL	Amend to IN
HCC 14-1(a)(7)(K)	Liquor prohibited Lokahi Park	PM	Amend to IN
HCC 14-1(a)(7)(K)	Liquor prohibited Lokahi Park	VL	Amend to IN
HCC 14-1(a)(7)(L)	Liquor prohibited Mooheau Park	PM	Amend to IN
HCC 14-1(a)(7)(L)	Liquor prohibited Mooheau Park	VL	Amend to IN
HCC 14-1(a)(7)(M)	Liquor prohibited Panaewa Park	PM	Amend to IN
HCC 14-1(a)(7)(M)	Liquor prohibited Panaewa Park	VL	Amend to IN
HCC 14-1(a)(7)(N)	Liquor prohibited Honolii Beach Park	PM	Amend to IN
HCC 14-1(a)(7)(N)	Liquor prohibited Honolii Beach Park	VL	Amend to IN
HCC 14-1(a)(7)(O)	Liquor prohibited Richardson Park	PM	Amend to IN
HCC 14-1(a)(7)(O)	Liquor prohibited Richardson Park	VL	Amend to IN
HCC 14-1(a)(7)(P)	Liquor prohibited Skeet and Trap Range	PM	Amend to IN
HCC 14-1(a)(7)(P)	Liquor prohibited Skeet and Trap Range	VL	Amend to IN
HCC 14-1(a)(7)(Q)	Liquor prohibited Waiakea Recreation Center	PM	Amend to IN
HCC 14-1(a)(7)(Q)	Liquor prohibited Waiakea Recreation Center	VL	Amend to IN
HCC 14-1(a)(7)(R)	Liquor prohibited South Hilo Waiakea-Waena Playground	PM	Amend to IN
HCC 14-1(a)(7)(R)	Liquor prohibited South Hilo Waiakea -Waena Playground	VL	Amend to IN
HCC 14-1(a)(7)(S)	Liquor prohibited South Hilo Waiolama Canal Archery/Joggin	PM	Amend to IN
HCC 14-1(a)(7)(S)	Liquor prohibited South Hilo Waiolama Canal Archery/Joggin	VL	Amend to IN
HCC 14-1(a)(7)(T)	Liquor prohibited Zoo Panaewa Rainforest	PM	Amend to IN
HCC 14-1(a)(7)(T)	Liquor prohibited Zoo Panaewa Rainforest	VL	Amend to IN
HCC 14-1(a)(7)(U)	Liquor prohibited cemeteries	PM	Amend to IN
HCC 14-1(a)(7)(U)	Liquor prohibited cemeteries	VL	Amend to IN
HCC 14-1(a)(7)(V)	Liquor prohibited swimming pools	PM	Amend to IN
HCC 14-1(a)(7)(V)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(7)(W)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(7)(W)	Liquor prohibited tennis courts	VL	Amend to IN
HCC 14-1(a)(7)(X)	Liquor prohibited Bakers Beach	VL	Amend to IN
HCC 14-1(a)(7)(X)	Liquor prohibited Bakers Beach	PM	Amend to IN
HCC 14-1(a)(7)(Y)	Liquor prohibited Hualani Park	PM	Amend to IN
HCC 14-1(a)(7)(Y)	Liquor prohibited Hualani Park	VL	Amend to IN
HCC 14-1(a)(7)(Z)	Liquor prohibited Mohouli Park	PM	Amend to IN
HCC 14-1(a)(7)(Z)	Liquor prohibited Mohouli Park	VL	Amend to IN
HCC 14-1(a)(7)(AA)	Liquor prohibited Waiolena and Waiuli Beach Parks	VL	Amend to IN
HCC 14-1(a)(7)(AA)	Liquor prohibited Waiolena and Waiuli Beach Parks	PM	Amend to IN
HCC 14-1(a)(8)	Liquor prohibited - North/South Kona	PM	Amend to IN
HCC 14-1(a)(8)	Liquor prohibited - North/South Kona	VL	Amend to IN
HCC 14-1(a)(8)(A)	Liquor prohibited Kailua Playground	PM	Amend to IN
HCC 14-1(a)(8)(A)	Liquor prohibited Kailua Playground	VL	Amend to IN
HCC 14-1(a)(8)(B)	Liquor prohibited Kuemanu Heiau	PM	Amend to IN
HCC 14-1(a)(8)(B)	Liquor prohibited Kuemanu Heiau	VL	Amend to IN
HCC 14-1(a)(8)(C)	Liquor prohibited Kailua Park	PM	Amend to IN
HCC 14-1(a)(8)(C)	Liquor prohibited Kailua Park	VL	Amend to IN
HCC 14-1(a)(8)(D)	Liquor prohibited swimming pools	PM	Amend to IN

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The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:

HCC 14-1(a)(8)(D)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(8)(E)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(8)(E)	Liquor prohibited tennis courts	VL	Amend to IN
HCC 14-1(a)(8)(F)	Liquor prohibited Higashihara Park	PM	Amend to IN
HCC 14-1(a)(8)(F)	Liquor prohibited Higashihara Park	VL	Amend to IN
HCC 14-1(a)(8)(G)	Liquor prohibited Hillcrest Park	PM	Amend to IN
HCC 14-1(a)(8)(G)	Liquor prohibited Hillcrest Park	VL	Amend to IN
HCC 14-1(a)(8)(H)	Liquor prohibited Kona Scenic Park	PM	Amend to IN
HCC 14-1(a)(8)(H)	Liquor prohibited Kona Scenic Park	VL	Amend to IN
HCC 14-1(a)(8)(I)	Liquor prohibited Laaloa Bay Beach Park	VL	Amend to IN
HCC 14-1(a)(8)(I)	Liquor prohibited Laaloa Bay Beach Park	PM	Amend to IN
HCC 14-1(a)(9)	Liquor prohibited - Kau	PM	Amend to IN
HCC 14-1(a)(9)	Liquor prohibited - Kau	VL	Amend to IN
HCC 14-1(a)(9)(A)	Liquor prohibited Pahala School Ground	PM	Amend to IN
HCC 14-1(a)(9)(A)	Liquor prohibited Pahala School Ground	VL	Amend to IN
HCC 14-1(a)(9)(B)	Liquor prohibited swimming pools	PM	Amend to IN
HCC 14-1(a)(9)(B)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(9)(C)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(9)(C)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(10)	Liquor prohibited - Puna	PM	Amend to IN
HCC 14-1(a)(10)	Liquor prohibited - Puna	VL	Amend to IN
HCC 14-1(a)(10)(A)	Liquor prohibited Glenwood Park	PM	Amend to IN
HCC 14-1(a)(10)(A)	Liquor prohibited Glenwood Park	VL	Amend to IN
HCC 14-1(a)(10)(B)	Liquor prohibited Kalapana Playground	PM	Amend to IN
HCC 14-1(a)(10)(B)	Liquor prohibited Kalapana Playground	VL	Amend to IN
HCC 14-1(a)(10)(C)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(10)(C)	Liquor prohibited tennis courts	VL	Amend to IN
HCC 14-1(a)(11)	Liquor prohibited - North Hilo/Hamakua	PM	Amend to IN
HCC 14-1(a)(11)	Liquor prohibited - North Hilo/Hamakua	VL	Amend to IN
HCC 14-1(a)(11)(A)	Liquor prohibited Laupahoehoe Playground	PM	Amend to IN
HCC 14-1(a)(11)(A)	Liquor prohibited Laupahoehoe Playground	VL	Amend to IN
HCC 14-1(a)(11)(B)	Liquor prohibited swimming pools	PM	Amend to IN
HCC 14-1(a)(11)(B)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(11)(C)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(11)(C)	Liquor prohibited tennis courts	VL	Amend to IN
HCC 14-1(a)(11)(D)	Liquor prohibited Waipio Lookout	PM	Amend to IN
HCC 14-1(a)(11)(D)	Liquor prohibited Waipio Lookout	VL	Amend to IN
HCC 14-1(a)(12)	Liquor prohibited - North/South Kohala	PM	Amend to IN
HCC 14-1(a)(12)	Liquor prohibited - North/South Kohala	VL	Amend to IN
HCC 14-1(a)(12)(A)	Liquor prohibited Church Row	PM	Amend to IN
HCC 14-1(a)(12)(A)	Liquor prohibited Church Row	VL	Amend to IN
HCC 14-1(a)(12)(B)	Liquor prohibited swimming pools	PM	Amend to IN
HCC 14-1(a)(12)(B)	Liquor prohibited swimming pools	VL	Amend to IN
HCC 14-1(a)(12)(C)	Liquor prohibited tennis courts	PM	Amend to IN
HCC 14-1(a)(12)(C)	Liquor prohibited tennis courts	VL	Amend to IN
HCC 14-1(a)(12)(D)	Liquor prohibited Waikoloa Highway Park	PM	Amend to IN
HCC 14-1(a)(12)(D)	Liquor prohibited Waikoloa Highway Park	VL	Amend to IN
HCC 14-1(a)(12)(E)	Liquor prohibited Spencer Beach Park	PM	Amend to IN
HCC 14-1(a)(12)(E)	Liquor prohibited Spencer Beach Park	VL	Amend to IN
HCC 15-8	Visting/Closing Hours	PM	Amend to IN

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**The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:**

	For consideration - severity of the charge may be amended to a violation		
HAR 13-123-24(4)	Preservation of public and private property lighted cigarettes	PM	Amend to VL
CCM 6.04.040(A)	Owner Shall Keep Dog Under Restraint	PM	Amend to VL
CCM 6.04.040(E)(1)	Dog attack to person	PM	Amend to VL
CCM 6.04.040(E)(2)	Attack pet/Endangered animal	PM	Amend to VL
CCM 6.04.040(E)(3)	Dog-Pose threat of injury	PM	Amend to VL
CCM 6.04.040(E)(4)	Threaten pet/endangered animal	PM	Amend to VL
CCM 6.04.046	Dog regs-Dangerous dog	PM	Amend to VL
CCM 6.04.046(C)(1)	Dangerous dog-owner inform humane society address where d	PM	Amend to VL
CCM 6.04.046(C)(2)	Dangerous Dog Ownership	PM	Amend to VL
CCM 6.04.046(C)(2)	Dangerous Dog-Structure	PM	Amend to VL
CCM 6.04.046(C)(2)	Dang. Dog Confined-Fence	PM	Amend to VL
CCM 6.04.046(C)(2)	Dangerous Dog Muzzle/Leash	PM	Amend to VL
CCM 6.04.046(C)(3)	Dangerous Dog-Post signs	PM	Amend to VL
CCM 6.04.046(C)(4)	Dang. Dog - Fail to Inject Micro Chip	PM	Amend to VL
CCM 6.04.046(C)(4)	Fail to Neuter/Spray Dang Dog	PM	Amend to VL
CCM 6.04.046(C)(4)	Evid-Animal Liability Ins	PM	Amend to VL
CCM 6.04.046(C)(5)	Dang. Dog - Fail to Attend & Complete Training Sessions	PM	Amend to VL
CCM 6.04.046(C)(7)	Dangerous Dog-Notify animal control	PM	Amend to VL
HAR 13-75-10	Throw Nets	PM	Amend to VL
HAR 13-75-10(a)	Possess Throw Net <2"	PM	Amend to VL
HAR 13-75-10(b)	Sale of throw net with mesh less than 2"	PM	Amend to VL
HAR 13-75-12(a)	Unattended gill net	PM	Amend to VL
HAR 13-75-12.4	Lay Nets	PM	Amend to VL
HAR 13-75-12.4(a)	Possess lay net	PM	Amend to VL
HAR 13-75-12.4(a)	Possess lay net >125 feel length >7 feet height	PM	Amend to VL
HAR 13-75-12.4(a)	Possess lay net <2 3/4" mesh	PM	Amend to VL
HAR 13-75-12.4(a)	Possess/Use Multipanel Lay Net	PM	Amend to VL
HAR 13-75-12.4(a)	Possess lay net no ID tags	PM	Amend to VL
HAR 13-75-12.4(a)	More than one Lay Net	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net w/o 2 surface buoys	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net w/in 250' of another	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net in water >25' deep	PM	Amend to VL
HAR 13-75-12.4(b)	Use lay net >4 hr or w/in 24hr	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net unattended for >30min	PM	Amend to VL
HAR 13-75-12.4(b)	Stony coral in lay net	PM	Amend to VL
HAR 13-75-12.4(b)	Inspect lay net w/in 2hrs	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net in water >4hrs	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net in freshwater streams	PM	Amend to VL
HAR 13-75-12.4(b)	Lay net btwn sunset/sunrise	PM	Amend to VL
HAR 13-75-12.4(f)	Lay net-Maui	PM	Amend to VL
HAR 13-75-12.4(f)	Lay net btwn Kawaihoa/Keahi Pt	PM	Amend to VL
HAR 13-75-12.5(a)	Molokai use lay net >750 feet length,>7 feet stretch height	PM	Amend to VL
HAR 13-75-12.5(a)	Molokai use lay net stretched mesh <2 3/4 inch	PM	Amend to VL
HAR 13-75-12.5(b)	Molokai possess lay net no ID tags	PM	Amend to VL
HAR 13-75-12.5(b)	Molokai mark lay nets with surface buoys	PM	Amend to VL
HAR 13-75-14	Use of nets with stretched mesh less than 2"	PM	Amend to VL
HAR 13-75-14(7)	Monofilament gill net fishing restrictions	PM	Amend to VL

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**The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:**

HAR 13-75-15(b)(1)	Use of traps with stretched mesh less than 2"	PM	Amend to VL
HAR 13-75-15(b)(2)	Use of traps with rigid mesh less than 2"	PM	Amend to VL
HAR 13-95-4	Aholehole	PM	Amend to VL
HAR 13-95-5	Manini	PM	Amend to VL
HAR 13-95-6	Moano	PM	Amend to VL
HAR 13-95-7	Kumu	PM	Amend to VL
HAR 13-95-8(a)	Mullet size	PM	Amend to VL
HAR 13-95-8(b)	Mullet season	PM	Amend to VL
HAR 13-95-9	Awa	PM	Amend to VL
HAR 13-95-10	Oio	PM	Amend to VL
HAR 13-95-11	Kala	PM	Amend to VL
HAR 13-95-12	Opelu kala	PM	Amend to VL
HAR 13-95-13(a)	Opakapaka sale	PM	Amend to VL
HAR 13-95-13(b)	Opakapaka spear	PM	Amend to VL
HAR 13-95-14(a)	Onaga sell	PM	Amend to VL
HAR 13-95-14(b)	Onaga spear	PM	Amend to VL
HAR 13-95-15(a)	Uku sell	PM	Amend to VL
HAR 13-95-15(b)	Uku spear	PM	Amend to VL
HAR 13-95-16	Uhu	PM	Amend to VL
HAR 13-95-17(a)	Ahi sell	PM	Amend to VL
HAR 13-95-17(b)	Ahi spear	PM	Amend to VL
HAR 13-95-18	Opelu	PM	Amend to VL
HAR 13-95-19(a)	Akule take	PM	Amend to VL
HAR 13-95-19(b)	Akule sell	PM	Amend to VL
HAR 13-95-20(a)	Iao sell	PM	Amend to VL
HAR 13-95-20(b)	Iao take	PM	Amend to VL
HAR 13-95-21(a)	Nehu sell	PM	Amend to VL
HAR 13-95-21(b)	Nehu take	PM	Amend to VL
HAR 13-95-22(a)	Ulua take	PM	Amend to VL
HAR 13-95-22(b)	Ulua sell	PM	Amend to VL
HAR 13-95-22(c)	Ulua daily take	PM	Amend to VL
HAR 13-95-23(a)	Moi take	PM	Amend to VL
HAR 13-95-23(b)	Moi daily take	PM	Amend to VL
HAR 13-95-23(c)	Mai season	PM	Amend to VL
HAR 13-95-24(a)	Weke take	PM	Amend to VL
HAR 13-95-24(b)	Weke sell	PM	Amend to VL
HAR 13-95-50(a)	Kuhonu crab sell	PM	Amend to VL
HAR 13-95-50(b)	Kuhonu crab take	PM	Amend to VL
HAR 13-95-50(c)	Kuhonu crab spear	PM	Amend to VL
HAR 13-95-50(d)	Kuhonu crab sell speared	PM	Amend to VL
HAR 13-95-51(a)	Kona crab take	PM	Amend to VL
HAR 13-95-51(b)	Kona crab season	PM	Amend to VL
HAR 13-95-51(d)	Kona crab eggs	PM	Amend to VL
HAR 13-95-51(e)	Kona crab spear	PM	Amend to VL
HAR 13-95-51(f)	Kona crab sell speared	PM	Amend to VL
HAR 13-95-52(a)	Samoan crab take	PM	Amend to VL
HAR 13-95-52(b)	Samoan crab spear	PM	Amend to VL
HAR 13-95-52(c)	Samoan crab sell speared	PM	Amend to VL
HAR 13-95-53(a)	Spiny lobster take	PM	Amend to VL
HAR 13-95-53(b)	Spiny lobster season	PM	Amend to VL



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The following is a list of Maui Ordinances, Hawaii Administrative Rules, Hawaii Ordinances, and Hawaii Revised Statutes that may be considered for decriminalization:

HAR 13-95-53(c)	Spiny lobster sell	PM	Amend to VL
HAR 13-95-53(d)	Spiny lobster spear	PM	Amend to VL
HAR 13-95-53(e)	Spiny lobster sell speared	PM	Amend to VL
HAR 13-95-54(a)	Slipper lobster take	PM	Amend to VL
HAR 13-95-54(b)	Slipper lobster seasons	PM	Amend to VL
HAR 13-95-54(c)	Slipper lobster sell	PM	Amend to VL
HAR 13-95-54(d)	Slipper lobster spear	PM	Amend to VL
HAR 13-95-54(e)	Slipper lobster sell speared	PM	Amend to VL
HAR 13-95-55	He'e	PM	Amend to VL
HAR 13-95-70(a)	Stony corals take	PM	Amend to VL
HAR 13-95-70(a)(1)	Stony corals take/break	PM	Amend to VL
HAR 13-95-70(a)(2)	Stony corals damage	PM	Amend to VL
HAR 13-95-70(a)(3)	Stony corals sell	PM	Amend to VL
HAR 13-95-70(b)	Stony corals sell	PM	Amend to VL
HAR 13-95-71(a)	Live rocks take	PM	Amend to VL
HAR 13-95-71(a)(1)	Live rocks take/break	PM	Amend to VL
HAR 13-95-71(a)(2)	Live rocks damage	PM	Amend to VL
HAR 13-95-71(a)(3)	Live rocks sell	PM	Amend to VL
HAR 13-95.1-20(a)	Goatfish<12"	PM	Amend to VL
HAR 13-95.1-20(c)	Goatfish/Kumu - limit	PM	Amend to VL
HAR 13-95.1-21(b)	Uhu <14"	PM	Amend to VL
HAR 13-95.1-21(d)	Uhu - bag limit	PM	Amend to VL
HAR 13-123-7	Artificial light prohibited	PM	Amend to VL
HAR 13-123-11	Permitted hunting of certain game mammals w/license	PM	Amend to VL
HAR 13-123-12	Prohibited hunting	PM	Amend to VL
HAR 13-123-12(1)	Prohibited hunting brush-tailed rock-wallaby	PM	Amend to VL
HAR 13-123-12(2)	Prohibited hunting wild cattle	PM	Amend to VL
HAR 13-123-12(3)	Prohibited hunting other game mammals	PM	Amend to VL
HAR 13-123-23	Game mammal hunting - permit tags required	PM	Amend to VL
HAR 13-123-24	Preservation of public and private property	PM	Amend to VL
HAR 13-123-24(1)	Preservation of public and private property damage	PM	Amend to VL
HAR 13-123-24(3)	Preservation of public and private property objects of antiquity	PM	Amend to VL
HAR 13-123-24(5)	Preservation of public and private property ground fires	PM	Amend to VL
HAR 13-123-24(6)	Preservation of public and private property camping	PM	Amend to VL
HAR 13-146-4	Closed Park Area	PM	Amend to VL
HAR 13-146-4(a)	State parks - closed area	PM	Amend to VL
HAR 13-146-4(b)	Unattended MV in closed areas	PM	Amend to VL
HAR 13-146-7	Abandon MV or other property	PM	Amend to VL
HAR 13-146-7(a)	Abandon MV/Property in state park	MD	Amend to VL
HAR 13-146-10(b)	Animals prohibited areas	PM	Amend to VL
HAR 13-146-10(d)	Animals horseback riding	PM	Amend to VL
HAR 13-146-11	Archaeological Act Restr	PM	Amend to VL
HAR 13-146-12	Audio dev/noise restr	PM	Amend to VL
HAR 13-146-12(b)	Audio devices public address system	PM	Amend to VL
HAR 13-146-13	Boating w/o permit	PM	Amend to VL
HAR 13-146-13(a)	Boating operation	PM	Amend to VL
HAR 13-146-13(b)	Boating mooring	PM	Amend to VL
HAR 13-146-14	Camping - no rec trailers	PM	Amend to VL
HAR 13-146-15	Communication equipment w/o permit	PM	Amend to VL
HAR 13-146-16	Disorderly conduct	PM	Amend to VL

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HAR 13-146-20	Fires - Restrictions	PM	Amend to VL
HAR 13-146-20(a)	Fires non-designated area	PM	Amend to VL
HAR 13-146-20(a)(1)	Fires in Wilderness Permit	PM	Amend to VL
HAR 13-146-20(b)	Fires hazardous burning	PM	Amend to VL
HAR 13-146-20(c)	Fires unattended	PM	Amend to VL
HAR 13-146-20(d)	Fires unextinguished burning material	PM	Amend to VL
HAR 13-146-21	Fishing restrictions	PM	Amend to VL
HAR 13-146-22	Gambling prohib	PM	Amend to VL
HAR 13-146-23	Geological features - Prohib Act	PM	Amend to VL
HAR 13-146-24	Golfing Prohib	PM	Amend to VL
HAR 13-146-25	State parks - Intoxication/Drugs	PM	Amend to VL
HAR 13-146-27	Install memorials	PM	Amend to VL
HAR 13-146-28	Modelcraft/kits prohib	PM	Amend to VL
HAR 13-146-29	State parks-prohib parking	PM	Amend to VL
HAR 13-146-29(c)	Parking posted time limit	PM	Amend to VL
HAR 13-146-29(d)	Parking-Interference	PM	Amend to VL
HAR 13-146-29(e)	Tow impounded vehicle	PM	Amend to VL
HAR 13-146-30	Picnic in non-designated area	PM	Amend to VL
HAR 13-146-31	Portable engine/motor prohib	PM	Amend to VL
HAR 13-146-32(e)	Public property plants	PM	Amend to VL
HAR 13-146-32(g)	Public property introduce animal fish plant	PM	Amend to VL
HAR 13-146-32(h)	Public property metal detecting device	PM	Amend to VL
HAR 13-146-34	Residing w/o permit	PM	Amend to VL
HAR 13-146-35	Sanitation & Litter	PM	Amend to VL
HAR 13-146-35(c)	Wash/Laundry in non-designated area	PM	Amend to VL
HAR 13-146-35(e)	Dispose fish/animal entrails	PM	Amend to VL
HAR 13-146-35(f)	Improper use - Comfort station	PM	Amend to VL
HAR 13-146-35(g)	Urinate/defecate in non-designated area	PM	Amend to VL
HAR 13-146-35(h)	Outside trash	PM	Amend to VL
HAR 13-146-36	Skating/Skateboards/Biking prohib	PM	Amend to VL
HAR 13-146-37	Solicitation prohib	PM	Amend to VL
HAR 13-146-38	Swimming nudity	PM	Amend to VL
HAR 13-146-38(a)	Swim/bathe non-designated area	PM	Amend to VL
HAR 13-146-38(b)	Flotation dev prohib	PM	Amend to VL
HAR 13-146-38(c)	Surfboards prohib	PM	Amend to VL
HAR 13-146-39	Vehicle/Vessel tampering	PM	Amend to VL
HAR 13-146-41	Harm wildlife	PM	Amend to VL
HAR 13-146-50(b)(1)	State park system - permits shall not be transferred	PM	Amend to VL
HAR 13-146-50(d)	Permits	PM	Amend to VL
HAR 13-146-51	Camping permits	PM	Amend to VL
HAR 13-146-52(b)	State park system - Lodging permit	PM	Amend to VL
HAR 13-146-54	Requiring Special use permits	PM	Amend to VL
HAR 13-146-54(a)	State park system - Special Use permits	PM	Amend to VL
HAR 13-146-65	Advertisements	PM	Amend to VL
HAR 13-146-66	Business operations	PM	Amend to VL
HAR 13-146-67(b)	Still photogram permit	PM	Amend to VL
HAR 13-146-68	Commercial activities	PM	Amend to VL
HAR 19-14-3(a)(1)	Fail to wear/display ID	MD	Amend to VL
HAR 19-14-3(a)(2)	Walk outside walkway AOA	MD	Amend to VL
HAR 19-14-3(b)	Enter Airport w/animals/birds	MD	Amend to VL

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HAR 19-14-3(b)(1)	Animal proh airport terminal building	MD	Amend to VL
HAR 19-14-3(b)(1)	Animal not properly confined	MD	Amend to VL
HAR 19-14-3(b)(2)	Release pigeon/bird prohibited	MD	Amend to VL
HAR 19-14-3(b)(3)	Pet in terminal w/o permission	MD	Amend to VL
HAR 19-14-3(c)	Smoking in prohibited areas	MD	Amend to VL
HAR 19-14-3(f)	Fail Reep Turn Lost/Found item	MD	Amend to VL
HAR 19-14-3(i)	Commercial activities w/o permit	MD	Amend to VL
HAR 19-14-3(j)	Commercial photo w/o permit	MD	Amend to VL
HAR 19-14-3(l)(10)	Bike/Skateboard on Airport property	MD	Amend to VL
HAR 19-14-3(l)(2)	Dump/dispose trash	MD	Amend to VL
HAR 19-14-3.1	Keehi Lagoon restrictions	MD	Amend to VL
HAR 19-14-3.1(1)	Possession of firearm	MD	Amend to VL
HAR 19-14-3.1(2)	Abandon vehicle/boat/vessel	MD	Amend to VL
HAR 19-14-3.1(3)	Possess animal	MD	Amend to VL
HAR 19-14-3.1(4)	Disturb bird/nest/eggs/animals	MD	Amend to VL
HAR 19-14-3.1(5)	Start/Maintain in fire	MD	Amend to VL
HAR 19-14-3.1(6)	Camping w/o authorization	MD	Amend to VL
HAR 19-14-3.1(9)	Use Keehi contrary to law	MD	Amend to VL
HAR 19-14-3.2	Prohibited activities	MD	Amend to VL
HAR 19-14-3.2(a)	Sleep/lay/sit w/in 10 ft AOA	MD	Amend to VL
HAR 19-14-3.2(a)(1)	w/in 10' of stair/stairway/ramp	MD	Amend to VL
HAR 19-14-3.2(a)(2)	w/in 10' of passageway	MD	Amend to VL
HAR 19-14-3.2(a)(3)	w/in 10' of tunnel/pedestrian overpass	MD	Amend to VL
HAR 19-14-3.2(a)(4)	w/in 10' of bridge vestibule	MD	Amend to VL
HAR 19-14-3.2(a)(5)	w/in 10' of entranceway	MD	Amend to VL
HAR 19-14-3.2(b)	Sleep/lay/sit w/in 10 ft AOA	MD	Amend to VL
HAR 19-14-3.2(b)(1)	w/in 10' of security checkpoint	MD	Amend to VL
HAR 19-14-3.2(b)(2)	w/in 10' of checkin counter	MD	Amend to VL
HAR 19-14-3.2(b)(3)	w/in 10' of agriculture inspection stand	MD	Amend to VL
HAR 19-14-3.2(c)	Sleep/lay/bathe in restroom	MD	Amend to VL
HAR 19-14-3.2(d)	w/in 10' of elevator/escalator	MD	Amend to VL
HAR 19-14-3.2(e)	Remove trash receptacle	MD	Amend to VL
HAR 19-14-3.2(f)	Urinate/defecate on floor	MD	Amend to VL
HAR 19-14-4(d)	Failure to attend to baggage	MD	Amend to VL
HAR 19-20.1-6	Insurance	MD	Amend to VL
HAR 19-20.1-6(a)	Failure to maintain LIAS Insurance	MD	Amend to VL
HAR 19-20.1-8(a)	Commercial services limited to designated area	MD	Amend to VL
HAR 19-20.1-8(b)(2)	Janitorial service	MD	Amend to VL
HAR 19-20.1-8(b)(3)	Orderly manner	MD	Amend to VL
HAR 19-20.1-8(b)(4)	Uniform	MD	Amend to VL
HAR 19-20.1-8(b)(5)	Furnish service	MD	Amend to VL
HAR 19-20.1-8(b)(6)	Identification Badge	PM	Amend to VL
HAR 19-20.18(c)(3)	Commer Svcs Veh w/o Decal	PM	Amend to VL
HAR 19-20.1-23	Baggage pickup and delivery restrictions	MD	Amend to VL
HAR 19-20.1-48	Porter service w/o paying fees	MD	Amend to VL
HAR 19-20.1-49	Unauthorized storage	MD	Amend to VL
HAR 19-20.1-50	Motorized passenger carts	MD	Amend to VL
HAR 19-20.1-50(a)	Oper motor pass cart w/o decal	MD	Amend to VL
HAR 19-20.1-50(b)	Unsafe use of motor pass cart	MD	Amend to VL
HAR 19-20.1-50(b)	Speeding motor pass cart	MD	Amend to VL

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HAR 19-20.1-50(b)	Overloaded motor pass cart	MD	Amend to VL
HAR 19-20.1-51	Porter soliciting tips	MD	Amend to VL
HAR 19-20.1-59	Display signs/sounds/lights	MD	Amend to VL
HAR 19-20.1-60	Taxi services restrictions	MD	Amend to VL
HAR 19-20.1-60(a)	Solicit passengers/fares	MD	Amend to VL
HAR 19-20.1-60(b)	Dispatch ground transp agent	MD	Amend to VL
HCC 4-31	Regulation of dangerous dogs	PM	Amend to VL
HCC 4-31(a)(1)	Regulation of dangerous dogs injure animal	PM	Amend to VL
HCC 4-31(a)(2)	Regulation of dangerous dogs injure person	MD	Amend to VL
	For consideration - severity of the charge may be amended to a petty misdemeanor		
CCM 6.04.080	No person shall interfere with enforcement officer	MD	Amend to PM
HAR 19-14-3	Conduct at public airport	MD	Amend to PM
HAR 19-14-3(a)	Entr restricted area w/o perm	MD	Amend to PM
HAR 19-14-3(l)(3)	Abandon any equipment material	MD	Amend to PM
HAR 19-14-3(l)(4)	Store equipment w/o permission	MD	Amend to PM
HAR 19-14-3(l)(6)	Erect sign w/o permission	MD	Amend to PM
HAR 19-14-3(l)(7)	Cut/remove veg w/o permission	MD	Amend to PM
HAR 19-14-3(l)(8)	Spray paint undesig ADA Prohib	MD	Amend to PM
HAR 19-14-3(l)(9)	Welding/open flame w/o permission	MD	Amend to PM
HAR 19-14-3(m)	Enter sterile area w/o auth	MD	Amend to PM
HAR 19-14-4	Airport security	MD	Amend to PM
HAR 19-14-4(b)	Tenant fail to secure entrance	MD	Amend to PM
HAR 19-14-4(b)(1)	Allow unauth entry AOA	MD	Amend to PM
HAR 19-14-4(c)(1)	Allow unauth AOA badge use	MD	Amend to PM
HAR 19-14-4(c)(2)	Multi entry w/card	MD	Amend to PM
HAR 19-14-4(c)(2)(c)	Airport - Personal Identification (PIN) Required	MD	Amend to PM
HAR 19-14-4(c)(2)(c)	Airport - Responsible for securing gate upon use	MD	Amend to PM
HAR 19-14-4(c)(4)	Temp badge holder not escorted	MD	Amend to PM
HAR 19-20.1-3	Provide comm services w/o permit	MD	Amend to PM
HAR 19-20.1-7	Airport - Entry to air operations area; restrictions	MD	Amend to PM
HAR 19-20.1-8(b)	Airport - Airport Activity	MD	Amend to PM
HAR 19 20.1-8(b)(1)	Maintain designated area	PM	Amend to VIN
HAR 19-20.1-23(a)	Unauthorized services	MD	Amend to PM
HAR 19-20.1-23(a)	Solicit gratuities/business	MD	Amend to PM
HAR 19 20.1-23(b)	Conduct business outside permit	MD	Amend to PM
HAR 19-20.1-27	Solicit comm photo prohib	MD	Amend to PM
HAR 19-20.1-32	Solicit greeting svc prohib	MD	Amend to PM
HAR 19-20.1-42	Deliver goods w/o ID badge	MD	Amend to PM
HAR 19-20.1-44	Unauthorized equipment storage	MD	Amend to PM
HAR 19-20.1-50(b)	DUI	MD	Amend to PM