
A BILL FOR AN ACT

RELATING TO HOMELESSNESS.

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

1 SECTION 1. Act 209, Session Laws of Hawaii 2018, is
2 amended as follows:

3 1. By amending section 3 to read:

4 "SECTION 3. (a) There is established the ohana zones
5 pilot program to provide temporary housing and services to
6 homeless individuals and families based on principles similar to
7 the housing first program.

8 (b) The governor shall designate executive branch agencies
9 to develop and implement the ohana zones pilot program,
10 including an agency with specific expertise in construction
11 development and an agency with specific expertise in
12 administering homeless services. The governor, through the
13 governor's designated agencies, shall determine the number and
14 locations of the ohana zones, which shall be situated on public
15 or private lands [✓] in accordance with subsection (c); provided
16 that the designated agencies shall identify at least three sites



1 on Oahu and one site on each of the islands of Hawaii, Kauai,
2 and Maui.

3 (c) The agencies designated pursuant to subsection (b) may
4 coordinate with public or private entities, as appropriate, to
5 develop and implement the ohana zones pilot program; provided
6 that ~~[if]~~:

7 (1) If any public land under the jurisdiction of a state
8 or county agency is determined to be suitable for use
9 as an ohana zone, the designated agencies shall:

10 ~~[(1)]~~ (A) Work with the appropriate state or county agency
11 that controls the land to transfer the land
12 designated for use as an ohana zone to an agency
13 whose mission is more suited to the management of
14 ohana zones; and

15 ~~[(2)]~~ (B) Work with the appropriate state or county agency
16 that controls the land and its construction
17 agency to ensure that an ohana zone's
18 infrastructure needs are met and minimize adverse
19 impacts to the environment, including to
20 nearshore resources such as corals, reef fish,
21 and seabirds ~~[=]~~;



1 (2) Use of any private lands determined to be suitable for
2 use as an ohana zone shall be for limited purposes and
3 require a written agreement between the private land
4 owner and any state or county department that any
5 structure built with public funds may be moved or is
6 temporary; provided that if the land ceases to be used
7 for an ohana zone or low-income housing before the
8 time specified in the agreement, the state or county
9 agency may choose to move the structure off the
10 private land to a location of the state or county
11 agency's choosing; and

12 (3) The ohana zones pilot program may allow for off-the-
13 grid technologies that can provide drinking water,
14 electricity, and process sewage without existing
15 infrastructure.

16 (d) The ohana zones pilot program may provide the
17 following facilities and services at each ohana zone site:

- 18 (1) Secure dwelling spaces that:
- 19 (A) May be private or communal;
 - 20 (B) Have access to toilets, showers, and other
 - 21 hygiene facilities; and



1 (C) Have access to an area for food storage and meal
2 preparation;

3 (2) Medical and social support services; and

4 (3) Transportation to appointments related to medical care
5 or supportive services that are not available onsite."

6 2. By amending section 4 to read:

7 "SECTION 4. (a) Contracts entered into by the agencies
8 designated by the governor pursuant to the ohana zones pilot
9 program shall be exempt from the requirements of chapters 103D
10 and 103F, Hawaii Revised Statutes.

11 (b) The agencies designated by the governor shall
12 establish no later than December 31, 2018, the following:

13 (1) The criteria that the agencies will use to evaluate
14 potential ohana zone locations;

15 (2) A monthly timetable of milestones that the agencies
16 expect to meet in establishing one or more ohana zones
17 over the course of the three-year pilot program;

18 (3) The specific, measurable, attainable, reasonable, and
19 time-based performance measures that the agencies
20 expect to meet at the end of each fiscal year;



1 (4) The evaluation criteria and process that the agencies
2 intend to use each year when reviewing the success and
3 sustainability of the ohana zones; and

4 (5) The monitoring and oversight controls that the
5 agencies will have over the ohana zones to identify,
6 address, and prevent possible fraud, waste, and abuse
7 and ensure compliance with local, state, and federal
8 laws.

9 (c) The governor's coordinator on homelessness shall
10 compile and consolidate information from the agencies designated
11 by the governor to effectuate this part and submit reports to
12 the legislature no later than twenty days prior to the convening
13 of the regular sessions of [~~2019,~~] 2020, [~~and~~] 2021[~~-~~], and
14 2022.

15 (d) The report submitted no later than twenty days prior
16 to the convening of the regular session of [~~2019~~] 2020 shall
17 include the following information:

18 (1) A summary and explanation of the process that the
19 agencies designated by the governor pursuant to the
20 ohana zones pilot program engaged in to identify
21 possible ohana zone locations; and



1 (2) A summary of the information required under subsection
2 (b).

3 (e) The reports submitted no later than twenty days prior
4 to the convening of the regular sessions of [~~2020 and~~] 2021 and
5 2022 shall include the following information:

6 (1) The milestones established pursuant to subsection (b)
7 that were met by the agencies designated by the
8 governor pursuant to the ohana zones pilot program and
9 ohana zones established during the fiscal year;

10 (2) An evaluation of the ohana zones to determine whether
11 the objectives set have been met or exceeded;

12 (3) Any proposed changes that need to be made to the
13 performance measures used to assess the achievement of
14 program goals; and

15 (4) An assessment of the impact of the ohana zone model on
16 the homelessness problem in Hawaii.

17 (f) The pilot program shall cease to exist on June 30,
18 [~~2021.~~] 2023."

19 3. By amending section 7 to read:

20 "SECTION 7. (a) There is established within the
21 department of human services a pilot program to be known as the



1 emergency department homelessness assessment pilot program. The
2 department of human services, in consultation with the Hawaii
3 interagency council on homelessness and any other appropriate
4 agency, shall serve as the administrator of the pilot program.

5 (b) The pilot program shall consist of multidisciplinary
6 teams composed of but not limited to physicians, advanced
7 practice registered nurses, social workers, and patient
8 navigators who are employed by a participating hospital in the
9 participating hospital's emergency department. The
10 multidisciplinary team shall:

- 11 (1) Identify patients who are experiencing homelessness or
12 patients at risk of experiencing homelessness and have
13 high utilization of emergency department services;
- 14 (2) Assess the patient's current circumstances; and
- 15 (3) Coordinate and refer these patients to appropriate and
16 available wrap-around supports and community resources
17 along the entire continuum of care with a goal of
18 reducing costs associated with chronic use of hospital
19 emergency departments.

20 (c) The department of human services shall work with the
21 participating hospital under the emergency department



1 homelessness assessment pilot program to collect and analyze
2 data to be included in a report that contains a summary and
3 explanation of the data regarding the efficacy of emergency
4 department intervention by the multidisciplinary team in
5 mitigating the number of unnecessary emergency department visits
6 by patients experiencing homelessness or patients at risk of
7 experiencing homelessness. The report shall contain findings
8 and recommendations, including any proposed legislation, for
9 continuation, modification, or termination of the pilot program.
10 The department of human services shall submit the report to the
11 legislature no later than twenty days prior to the convening of
12 the regular session of [~~2019-~~] 2020.

13 (d) The department of human services shall be exempt from
14 chapter 103F, Hawaii Revised Statutes, in implementing this
15 part.

16 (e) The emergency department homelessness assessment pilot
17 program shall cease to exist on June 30, [~~2019-~~] 2020."

18 4. By amending section 9 to read:

19 "SECTION 9. (a) There is established within the
20 department of human services a pilot program to be known as the
21 medical respite pilot program. The department of human



1 services, in consultation with the Hawaii interagency council on
2 homelessness and any appropriate agency, shall serve as the
3 administrator of the pilot program.

4 (b) A participating community human services provider, in
5 partnership with a hospital participating in the pilot program,
6 shall provide emergency housing for eligible individuals
7 experiencing homelessness who are discharged from the
8 participating hospital and provide, at minimum, meals, case
9 management, and medical, nursing, and psychiatric care. The
10 medical respite facilities shall comply with the department of
11 health's standards of accessibility, sanitation, and other
12 requirements, as determined by the department of health for
13 facilities of similar use.

14 (c) The department of human services shall submit a report
15 to the legislature of its findings and recommendations,
16 including any proposed legislation, regarding the pilot program
17 no later than twenty days prior to the convening of the regular
18 session of [~~2019-~~] 2020.

19 (d) The department of human services shall be exempt from
20 chapter 103F, Hawaii Revised Statutes, in implementing this
21 part.



1 (e) The medical respite pilot program shall cease to exist
2 on June 30, [~~2019-~~] 2020."

3 SECTION 2. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$2,000,000 or so much
5 thereof as may be necessary for fiscal year 2019-2020 to be used
6 solely for the construction of modular temporary units or
7 facilities, the renovation of existing structures on public
8 lands, or the creation of infrastructure to make land suitable
9 for temporary housing under the ohana zones pilot program.

10 The sum appropriated shall be expended by the office of the
11 governor for the purposes of this Act; provided that the
12 governor shall transfer the expenditure authority to designated
13 executive branch departments or agencies within a reasonable
14 time.

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect on June 29, 2019.



Report Title:

Homelessness; Human Services; Housing; Shelters; Ohana Zones;
Pilot Programs

Description:

Authorizes the use of private lands for the Ohana Zones Pilot Program. Provides additional time for the implementation of the Ohana Zones Pilot Program to June 30, 2023. Extends the Emergency Department Homelessness Assessment Pilot Program and the Medical Respite Pilot Program to June 30, 2020. Appropriates funds. (HB257 CD1)

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