



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

FILED  
APR 05 2023

PURSUANT TO ROH Sec. 1-2.4

ORDINANCE \_\_\_\_\_

BILL 19 (2021)

**A BILL FOR AN ORDINANCE**

RELATING TO GRAFFITI.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to reduce the incidence of graffiti by further restricting the sale of graffiti implements in the City.

SECTION 2. Section 40-11.2, Revised Ordinances of Honolulu 1990 ("Restrictions on sale and use"), is amended by adding new subsections (d) and (e) to read as follows:

- "(d) It is unlawful for any business or retail establishment that offers graffiti implements for sale to the general public to sell or otherwise offer for sale spray paints or wide-tipped markers to a purchaser who is under 21 years of age.
- (e) Except as otherwise provided in subsection (d), any business or retail establishment that offers spray paints or wide-tipped markers for sale to the general public shall:
- (1) Require a purchaser of spray paints or wide-tipped markers to furnish a government identification card verifying the purchaser is over 21 years of age. For the purposes of this subdivision, "government identification card" means an official state driver's license, a military identification card, or other form of official government identification containing a photograph identifying the individual and the date of the individual's birth;
  - (2) Secure all spray paints and wide-tipped markers behind a sales counter or in a locked compartment inaccessible to the general public without sales personnel assistance; and
  - (3) Display at least one in-store sign that meets content and design standards as established by the appropriate city agency or department that:
    - (a) Details the restrictions set forth in this subsection;
    - (b) Details the reasons for the restrictions; and
    - (c) Specifies information regarding the legal purchase of spray paints and wide-tipped markers."



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SECTION 3. This ordinance does not affect any rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

SECTION 4. New ordinance material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the underscoring.

SECTION 5. This ordinance takes effect on January 1, 2022.

INTRODUCED BY:

David Fubumaga

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DATE OF INTRODUCTION:

**APR 5 2021**

\_\_\_\_\_  
Honolulu, Hawaii

\_\_\_\_\_  
Councilmembers

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Deputy Corporation Counsel

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
RICK BLANGIARDI, Mayor  
City and County of Honolulu

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