

SUMMARY OF PROPOSED COMMITTEE DRAFT:

Bill 13 (2025) RELATING TO REAL PROPERTY.

The **PROPOSED CD1** makes the following amendments:

A. In SECTION 2, revises the title of the article to:

"LAW ENFORCEMENT REAL PROPERTY INFORMATION SHARING"

B. In SECTION 2:

In proposed ROH Section 41-___.1:

- (1) Deletes the definitions for "Consent," "Department," "Landlord," "Owner," "Police Officer," "Private Property or Property," and "Rental Agreement."
- (2) Adds definitions for "Chief of Police," "Department Information," "Public Nuisance Related to Public Health and Morals or Nuisance," "Premises," and "Real Property Interest Holder."

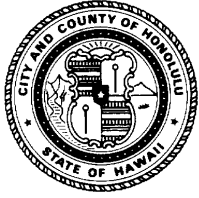
C. In SECTION 2, deletes proposed ROH 41-___.2 and replaces it with a new section, as follows:

"§ 41-___.2 Powers of the Chief of Police to Share Information.

- (a) *Authority.* The chief of police may provide department information regarding a nuisance to a real property interest holder in the premises.
- (b) *Scope.* The chief of police must determine that providing department information will assist a real property interest holder in private action to abate the nuisance and will not compromise any department investigations.
- (c) *Redaction.* Personal data that could compromise an individual's privacy or safety shall only be disclosed in accordance with applicable privacy laws and must redacted whenever possible.
- (d) *Restrictions.* Any sharing of department information must comply with federal, state, and local laws."

D. In SECTION 2, revises the minimum information that must be in the annual report to include: "the number of times the department shared information under § 41-___.2(a); the initiation of any private actions; and the outcome, if any, of the private action."

E. Makes miscellaneous technical and nonsubstantive amendments.



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

ORDINANCE _____
BILL **13 (2025), CD1**
PROPOSED

A BILL FOR AN ORDINANCE

RELATING TO REAL PROPERTY.

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

SECTION 1. Purpose. The purpose of this ordinance is to address private real property subject to a lease, rental agreement, or HRS Chapter 521, Relating to the Residential Landlord-Tenant Code.

SECTION 2. Chapter 41, Revised Ordinances of Honolulu 2021 ("Public Health and Safety"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

"ARTICLE __: LAW ENFORCEMENT REAL PROPERTY INFORMATION SHARING

§ 41-__.1 Definitions.

For the purposes of this article, the following definitions apply unless the context clearly indicates or requires a different meaning.

Chief of Police. The chief of police of the Honolulu police department or the police chief's designee.

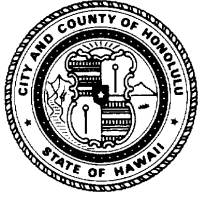
Department. The Honolulu police department.

Department Information. Any data, records, reports, or details collected, maintained, or disseminated by the department in the course of its duties.

Public Nuisance Related to Public Health and Morals or Nuisance. A building, premises, or place used for offenses prohibited under HRS Chapter 712, Part I, Part II, or Part III, not including social gambling as defined in HRS § 712-1231(a), and Part IV.

Premises. Has the same meaning as defined in HRS § 708-800.

Real Property Interest Holder. A real property interest holder is any individual or entity that has a recognized legal right or claim to real property, including but not limited to owners, landlords, tenants, mortgagors insurer, leasehold, or easement rights.



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 13 (2025), CD1

A BILL FOR AN ORDINANCE

§ 41-___.2 Powers of the Chief of Police to share information.

- (a) *Authority.* The chief of police may provide department information regarding a nuisance to a real property interest holder in the premises.
- (b) *Scope.* The chief of police must determine that providing department information will assist a real property interest holder in private action to abate the nuisance and will not compromise any department investigations.
- (c) *Redaction.* Personal data that could compromise an individual's privacy or safety shall only be disclosed in accordance with applicable privacy laws and must redacted whenever possible.
- (d) *Restrictions.* Any sharing of department information must comply with federal, State, and local laws.

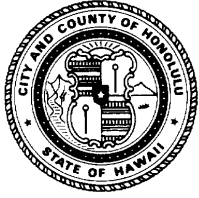
§ 41-___.3 Rules.

The chief of police shall adopt rules pursuant to HRS Chapter 91 for the implementation, administration, and enforcement of this article.

§ 41-___.4 Annual report.

Not later than January ____ of each year, the chief of police shall submit to the council a report providing information for the preceding calendar year regarding the implementation of this article, which at a minimum must include: the number of times the department shared information under § 41-___.2(a); the initiation of any private actions; and the outcome, if any, of the private action."

SECTION 3. The Revisor of Ordinances shall, pursuant to the Revisor's authority under SECTION 2 of Ordinance 23-7, update the Reporting Requirements Table to include the reporting requirements enacted by SECTION 2 of this ordinance.



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 13 (2025), CD1

A BILL FOR AN ORDINANCE

SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

Andria Tupola

Tyler Dos Santos-Tam

DATE OF INTRODUCTION:

January 29, 2025
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20 ____.

RICK BLANGIARDI, Mayor
City and County of Honolulu

Report Title:

Law Enforcement Real Property Information Sharing; Chief of Police; Public Nuisance; Public Health; Premises; Real Property Interest Holder; Rulemaking Authority

Description:

Allows the Chief of Police to provide information of the Honolulu Police Department regarding a nuisance to real property on a premises, consistent with federal, state, and local laws. Requires the Chief of Police to adopt rules pursuant to HRS Chapter 91 to implement the new law. Requires the Chief of Police to submit an annual report to the City Council regarding the HPD agent designations.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.