

**OFFICE OF THE GOVERNOR  
STATE OF HAWAII**

**THIRD SUPPLEMENTARY PROCLAMATION**

By the authority vested in me as Governor by the Constitution and laws of the State of Hawaii, in order to provide relief for disaster damages, losses, and suffering, and to protect the health, safety, and welfare of the people, I, LINDA LINGLE, Governor of the State of Hawaii, hereby determine, designate and proclaim as follows:

**WHEREAS**, it has become necessary to supplement my Proclamation of July 6, 2006 and Supplementary Proclamations of July 17, 2006 and September 8, 2006, relating to homeless individuals on the Leeward Coast, the need to create temporary shelters for such homeless individuals, and the need to provide health and social services to those individuals; and

**WHEREAS**, this Third Supplementary Proclamation is necessary in order to provide for secure, safe, and sanitary shelter for a large number of homeless individuals on the Leeward Coast and to provide needed health and social services to such individuals ; and

**WHEREAS**, in May 2006, approximately 2,534 homeless individuals on the Leeward Coast of Oahu in the City and County of Honolulu were receiving services from the State, and of that number approximately 942 were children; and

**WHEREAS**, many homeless on the Leeward Coast were not engaged in State services, so the total number of homeless in the area was reasonably expected to be higher than 2,534; and

**WHEREAS**, in May 2007, 3,190 homeless individuals on the Leeward Coast were documented as receiving services from the State and of that number 1,270 were children;

**WHEREAS**, homeless numbers have risen statewide, with the biggest growth being on the Leeward Coast; and

**WHEREAS**, even with these concerted outreach efforts, the actual numbers of homeless individuals is anticipated to be higher as not all individuals were captured in this effort; and

**WHEREAS**, in the fall of 2006, the City and County of Honolulu proceeded to close and renovate beach parks along the Leeward Coast; and

**WHEREAS**, most of the homeless on the Leeward Coast were living on the beaches along the Leeward Coast in public parks and elsewhere; and

**WHEREAS**, the comfort stations at these public parks are not made for and are inadequate to service the needs of the homeless population, such that human waste has been observed on Leeward Coast beaches on sand and rocks, and in the parks around the comfort facilities, posing a threat to human health and safety and the environment; and

**WHEREAS**, the efforts of the City and County of Honolulu in keeping the homeless off the beaches and out of public parks continues; and

**WHEREAS**, given the number of homeless on the Leeward Coast, there remains an exacerbated threat to human health and safety, and to the environment on the Leeward Coast; and

**WHEREAS**, the various closures of beach parks and their facilities along the Leeward Coast displaced homeless individuals and families, including many children, who had taken to living on the beaches and in beach parks and using inadequate shower and toilet facilities; and

**WHEREAS**, under my proclamations of July 6, 2006, July 17, 2006 and September 8, 2006, needed homeless shelters and programs have been established and further shelters and programs are currently in the development stage to address the needs of the homeless on the Leeward Coast on an emergency, expedited basis; and

**WHEREAS**, the result of these efforts is that, as of June 2007, there are newly created shelters accommodating 741 individuals on the Leeward Coast, 331 of which are children, with even more individuals receiving benefits of social services and programs from these and other locations; and

**WHEREAS**, existing shelters have been successful in assisting a large number of homeless on the Leeward Coast, but many more individuals remain in need of shelter and assistance; and

**WHEREAS**, various other shelter projects and opportunities are in the process of being developed, but more time is needed to allow for completion; and

**WHEREAS**, the completion of more shelter projects is necessary to protect the health and safety of not only the homeless individuals on the Leeward Coast, but all members of the Leeward Coast community as well; and

**WHEREAS**, it has therefore become necessary to supplement my Proclamations of July 6, 2006, July 17, 2006 and September 8, 2006, to allow further time to complete additional shelters for the temporary shelter of homeless persons in the areas of the Leeward Coast of Oahu in the City and County of Honolulu, State of Hawaii, and to provide needed health and social services to those individuals; and

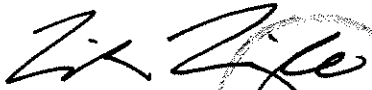
**NOW, THEREFORE, I, LINDA LINGLE**, Governor of the State of Hawaii, hereby supplement my proclamation and supplementary proclamations of July 6, 2006, July 17, 2006 and September 8, 2006 and pursuant to section 127-10, 128-8(4), 128-9(8), 128-10(10), and 128-10(15), Hawaii Revised Statutes, and in order to provide relief and assistance, suspend, as allowed by federal law, the following laws, comprehensively listed, for the purpose of creating shelters for the temporary shelter for homeless persons and providing needed health and social services to those individuals:


1. Section 102-2, **contracts for concessions in government buildings; bid requirements.**
2. Chapter 103D, **procurement code.**
3. Chapter 103F, **purchases of health and human services.**
4. Section 464-4, **public works required to be supervised by certain professionals.**

5. Chapter 46, **counties**, to the extent that any county ordinance or regulation impedes or tends to impede or is detrimental to the expeditious and efficient execution of, or is in conflict with, disaster relief or other emergency functions necessary to abate the threats to human health, safety, and welfare and to the environment along the Leeward Coast;
6. Chapter 205A, **coastal zone management**.
7. Sections 206E-8.5, **developments within special management areas and shore-line setback**, and 206E-194, **Kalaeloa community development district; development guidance policies**.
8. Chapter 343, **environmental impact statements**.
9. Section 171-16(c); **notices**; 171-17, **appraisals**; and 171-59, **disposition by negotiation**.
10. Section 6E-8, **review of effect of proposed state projects**, as it relates to "historic property," that is, any building which is over fifty (50) years old.
11. Section 6E-9, **investigation, recording, preservation, and salvage; appropriations**.
12. Section 103-8.5, **works of art special fund**.
13. Section 37-41, **appropriations to revert to state treasury**.
14. Section 37-74(d), **transfer of funds between departments**.
15. Section 40-66, **lapsing of appropriations**.
16. Section 103-2, **revenues not specifically appropriated for other purposes shall be general realizations of the general fund**.
17. Chapter 205, **land use commission**.
18. Chapter 342D, **water pollution**.

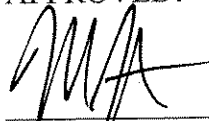
I FURTHER DECLARE that the disaster emergency relief period which began on July 6, 2006 and which was set to expire on July 5, 2007, is further extended through June 30, 2008. Except to amend these effective dates, all justifications, provisions and requirements of my proclamation and supplementary proclamations of July 6, 2006, July 17, 2006 and September 8, 2006 remain in full force and effect and to the extent that said provisions are not included herein, they are made applicable to this Supplementary Proclamation.

Done at the State Capitol State of Hawaii,  
this 3rd, day of July, 2007

  
LINDA LINGLE  
Governor of Hawaii



APPROVED:



MARK J. BENNETT  
Attorney General  
State of Hawaii