

OFFICE OF THE GOVERNOR
STATE OF HAWAII

SECOND 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 April 28, 2006 and Supplementary Proclamation of May 25, 2006 relating to homeless individuals displaced with the closure of Ala Moana Park and relating to the adaption of a State building in the Kaka'ako area of Honolulu, adjacent to the Ewa end of Kaka'ako Waterfront Park and between the park and Pier 1, into a temporary shelter for homeless persons now known as the Next Step shelter (hereafter "Next Step shelter" or "facility"); and

WHEREAS, this Second Supplementary Proclamation is necessary in order to provide for secure, safe, and sanitary shelter for a large number of displaced people; and

WHEREAS, most of the individuals displaced by the closure of Ala Moana Park sought temporary shelter in the Next Step shelter; and

WHEREAS, homelessness continues to be a problem in the urban Honolulu area with significant numbers of people continuing to live on the streets and in various parks; and

WHEREAS, in addition to the individuals displaced as a result of the closure of Ala Moana Park, many other homeless individuals have subsequently taken shelter at the Next Step shelter, so that between May 1, 2006 and March 20, 2007 a total of four hundred and thirty five individuals, ninety-two of which were children, have been sheltered and received services at the facility; and

WHEREAS, as of March 20, 2007, the total number of homeless individuals sheltered by the facility is three hundred eighty five, seventy seven of which are children; and

WHEREAS, fifty homeless individuals have transitioned out of the facility but more time is needed to either transition the remaining three hundred and eighty five homeless individuals or otherwise move shelter operations to another location; and

WHEREAS, efforts are under way to develop and construct other homeless shelters and transitional housing, but no other facility or area, with appropriate capacity, is currently available or equipped adequately to shelter safely the large number of homeless individuals who currently take shelter and benefit from the services provided at the facility; and

WHEREAS, if the Next Step shelter were to close, significant numbers of homeless individuals, including children, would likely return to living on the streets and in the parks; and

WHEREAS, the lack of secure, safe, and sanitary shelter for this large number of displaced people endangers the health, safety, and welfare of the people and demands continued emergency action to prevent or mitigate suffering, injury, loss, or damage; and

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, hereby supplement my Proclamation of April 28, 2006 and Supplementary Proclamation of May 25, 2006 and, pursuant to sections 127-10, 128-8(4), 128-9(8), 128-10(10), 128-10(11), and 128-10(15), Hawaii Revised Statutes, and in order to provide relief and assistance, suspend, as allowed by federal law, the following statutes or laws for the purpose of adapting the facility and operating it for temporary shelter for homeless persons:

1. Chapter 103F, Hawaii Revised Statutes, **purchases of health and human services.**
2. Title 17, Subtitle 5, Chapter 2026, Hawaii Administrative Rules, **homeless programs.**
3. Title 17, Subtitle 5, Chapter 2029, Hawaii Administrative Rules, **appeals procedure for homeless programs.**
4. Title 17, Subtitle 5, Chapter 2030, Hawaii Administrative Rules, **eviction and bar to participation procedure for homeless facilities.**

FURTHER, except for the disaster emergency relief period which I extend below, all provisions and requirements of my Proclamation of April 28, 2006 and Supplementary

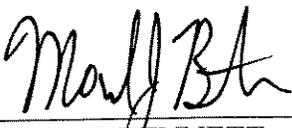
Proclamation of May 25, 2006 remain in full force and effect and are made applicable to this Second Supplementary Proclamation and all work or other undertaking under this and all prior Proclamations cited above.

I FURTHER DECLARE that a disaster emergency relief period shall continue in effect from March 31, 2007 and continue through June 30, 2008.

Done at the State Capitol State of Hawaii, this 29th day of March, 2007.


LINDA LINGLE
Governor of Hawaii

APPROVED:


MARK J. BENNETT
*Attorney General
State of Hawaii*