

**HONOLULU POLICE DEPARTMENT**  
**POLICY**  
**LAW ENFORCEMENT OPERATIONS**

**May 29, 2015**

**Policy Number 4.09**

**REPORTED VIOLATIONS OF THE ORDINANCES ON SMOKING**

**POLICY**

Reported violations of the ordinances on smoking shall be dealt with as outlined below.

**PROCEDURE**

I. BACKGROUND

- A. Article 14, Chapter 41, Revised Ordinances of Honolulu 2021 (ROH), prohibits smoking in certain places.
- B. Article 1, Chapter 36, ROH, permits taxicab companies and drivers to prohibit smoking in their vehicles.

II. GUIDELINES

- A. A complainant who calls about a smoking violation shall be advised to seek assistance from the building/ establishment/taxicab company management.
- B. If the smoking continues even after management intervenes or the complainant insists on police response, an officer shall be dispatched provided that:
  - 1. The complainant is willing to remain at the scene until the officer arrives; and
  - 2. The caller identifies himself or herself as an official complainant. If the caller refuses to do so, an officer shall not be dispatched.
- C. Signage shall be clearly displayed prior to issuing the citation for violation of Section 41-14.2 or 36-1.22, ROH.

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D. If the violation occurs within a public park, as defined in Section 41-14.2, ROH, the officer shall observe the violation prior to issuing the citation.

E. When an officer responds to a location other than a public park and the smoking ceases before the officer arrives or while the officer is there, the incident shall be recorded in the 600 series.

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F. If the smoking persists, even after the officer's warnings to cease smoking, the officer shall issue a citation for violation of the appropriate part of Section 41-14.2 or 36-1.22, ROH.

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Post on bulletin board for one week

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March 23, 1994

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ARTHUR J. LOGAN  
Chief of Police