



A BILL FOR AN ORDINANCE

RELATING TO PALMISTRY.

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

SECTION 1. The purpose of this ordinance is to repeal the City's regulation of palmistry in the City and County of Honolulu.

SECTION 2. Article 9, Chapter 41, Revised Ordinances of Honolulu 1990 ("Palmistry"), is repealed.

["Sec. 41-9.1 Definition.

"Palmistry" means the judging of a person's character and aptitude by the study, reading and interpretation of the lines and marks of the palm of the hand; provided, however, it shall not mean or include the telling of fortunes.

Sec. 41-9.2 Permit required.

It is unlawful for any person to practice palmistry without obtaining a permit from the chief of police.

Sec. 41-9.3 Application for permit.

Any person desiring to practice palmistry shall make application for a permit therefor in writing to the chief of police, signed and verified under oath, which application shall include:

- (a) The full name, address and occupation of the applicant;
- (b) The place and location where the practice of palmistry is to be conducted;
- (c) The full name and address of the owner of such place or of the person or persons in control of such premises and of all persons employed on such premises;
- (d) The term for which the applicant desires a permit, which may be for any length of time but not in excess of one year; and
- (e) A statement that the applicant has not been convicted of any felony, or of any offense involving moral turpitude; provided, however, that the chief of police may



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in the chief of police's discretion, require further proof of good moral character through the filing of character references.

Sec. 41-9.4 Issuance of permit.

- (a) No permit shall be issued to any applicant who has been convicted of a felony or of any offense involving moral turpitude.
- (b) An application shall be accompanied with a fee of \$25.00 to cover costs incident to filing, issuance of permits and inspection.
- (c) An application shall also be accompanied with security in the amount of \$1,000.00 guaranteeing compliance with the conditions of the permit and which shall be subject to forfeiture in the event any of the conditions are violated.
- (d) Prior to issuance of any permit, the applicant shall have the applicant's fingerprint and photograph taken for purposes of identification.
- (e) After an application complying with the requirements of this section has been filed, the chief of police shall issue a permit to the applicant, but the term thereof shall not exceed one year.

Sec. 41-9.5 Conditions of permit.

All permits shall be subject to all applicable laws and ordinances, and to the following conditions:

- (a) The establishment or place of business where the practice of palmistry is being conducted shall be brightly lighted during all hours of operation.
- (b) No person under the influence of intoxicating liquor shall be permitted to be or to remain in said place of business where the practice of palmistry is being conducted and the possession of intoxicating liquor shall not be permitted in or around the premises.
- (c) No person under the age of 18 years shall be employed or permitted in such place of business.
- (d) Clean, sanitary and well-lighted restrooms must be provided and maintained on the premises.



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- (e) No private rooms or booths other than necessary restrooms shall be permitted, unless they relate to the practice of palmistry.
- (f) The practice of palmistry shall be prohibited:
 - (1) Between the hours of one a.m. and eight a.m., Mondays through Fridays;
 - (2) Between the hours of two a.m. and eight a.m. on Saturdays and legal holidays; and
 - (3) Between the hours of two a.m. and one p.m. on Sundays.
- (g) The permit shall be posted in a conspicuous location upon the premises.
- (h) The chief of police or any of the chief of police's subordinates or any health, fire or law enforcement officer of the city, the State of Hawaii or of the United States, may at any time enter the premises for the purpose of inspecting the same.

Sec. 41-9.6 Restriction on location.

The practice of palmistry shall be allowed only in business districts.

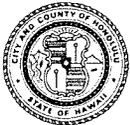
Sec. 41-9.7 Suspension or revocation of permit.

The chief of police may summarily suspend or revoke any permit issued hereunder, if the chief of police deems it necessary for the preservation and protection of public safety or morals.

Sec. 41-9.8 Violation—Penalty.

Any person who falsely swears to any application for a permit hereunder or who knowingly violates or assists in the violation of any of the conditions prescribed in a permit or who violates any provision of this article shall, upon conviction, be punished by a fine not exceeding \$1,000.00 or by imprisonment not exceeding one year or by both."]

SECTION 3. Ordinance material to be repealed is bracketed. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets or the bracketed material.



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SECTION 4. This ordinance shall take effect upon approval.

INTRODUCED BY:

Walter Sawai (BR)

DATE OF INTRODUCTION:

DEC 3 1 2012

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Pearl May

Deputy Corporation Counsel

APPROVED this 8th day of April, 2013.

[Signature]

~~PETER B. CARLSON, Mayor~~
City and County of Honolulu

KIRK CALDWELL, MAYOR

C & C OF HONOLULU
CLERK OF CITY COUNCIL
3155 DECEMBER 31 AM 10:31

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE **13-6**

BILL 78 (2012)

Introduced: 12/31/12 By: NESTOR GARCIA (BR)

Committee: PUBLIC SAFETY AND
ECONOMIC
DEVELOPMENT

Title: A BILL FOR AN ORDINANCE RELATING TO PALMISTRY.

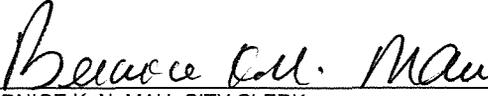
Links: [BILL 78 \(2012\)](#)
[CR-16 \(2013\)](#)
[CR-47 \(2013\)](#)

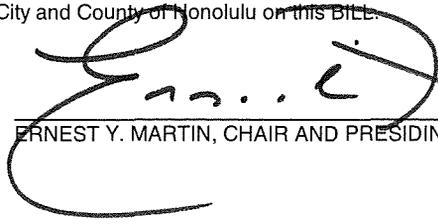
Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

			NOTE: COUNCILMEMBERS MANAHAN, MENOR AND PINE TOOK OFFICE ON WEDNESDAY, JANUARY 2, 2013						
COUNCIL	01/30/13	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON PUBLIC SAFETY AND ECONOMIC DEVELOPMENT.							
ANDERSON	Y	CHANG	Y	FUKUNAGA	Y	HARIMOTO	Y	KOBAYASHI	Y
MANAHAN	Y	MARTIN	Y	MENOR	Y	PINE	Y		
PUBLISH	02/09/13	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.							
PUBLIC SAFETY AND ECONOMIC DEVELOPMENT	02/12/13	CR-16(13) – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.							
COUNCIL/PUBLIC HEARING	02/20/13	CR-16(13) ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON PUBLIC SAFETY AND ECONOMIC DEVELOPMENT.							
ANDERSON	Y	CHANG	Y	FUKUNAGA	Y	HARIMOTO	Y	KOBAYASHI	Y
MANAHAN	Y	MARTIN	Y	MENOR	Y	PINE	Y		
PUBLISH	02/25/13	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER							
PUBLIC SAFETY AND ECONOMIC DEVELOPMENT	02/26/13	CR-47(13) – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.							

COUNCIL	03/20/13	CR-47(13) ADOPTED AND BILL 78 (2012) PASSED THIRD READING.							
ANDERSON	Y	CHANG	Y	FUKUNAGA	Y	HARIMOTO	Y	KOBAYASHI	Y
MANAHAN	Y	MARTIN	Y	MENOR	Y	PINE	Y		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER