Connecting on The Road to Home

MONTHLY WEBINAR SERIES - AUGUST 23, 2021
Housekeeping Reminders

Please Mute Your Microphone. Enter Questions in the Chat Box.

A recording of this webinar and copies of the presentation materials will be available online at https://homelessness.hawaii.gov/monthly-webinars/
General Updates

COVID-19 testing & vaccination for homelessness facilities on Oahu
Contact Project Vision Hawaii at (808) 201-3937, or contact Laura Thielen at PIC at (808) 380-9444

Webinar regarding Operation Expanded Testing (ET)
Information regarding free testing for congregate shelters and other homeless programs available at https://homelessness.hawaii.gov/covid

CDC Eviction Order and Other Helpful Eviction Resources
CDC Eviction Order and Other Helpful Eviction Resources
Continuum of Care (CoC) Updates

General updates from Bridging The Gap (Neighbor Islands) and Partners In Care (Oahu)

Oahu Housing Now

CARES Act Funding Dashboards

Emergency Housing Vouchers
Dr. Curtis Toma, Med-QUEST Medical Director of the Hawaii Department of Human Services will provide an update on the COVID-19 situation.

Alexis Mukaida
Civil Rights Advocate
Legal Aid Society of Hawaii

She will speak about HUD’s reaffirmation of the Equal Access rule, as well as Fair Housing issues that may come up in the fallout of the eviction moratorium.
The delta makes a difference: Hawaii Data

Curtis Toma, MD
Med-Quest Medical Director
August 20, 2021
Case Surge
2021: Triple 2020 and rising
7 day Ave:
8/22/21 = 670
8/2020 = 200-250

Hospital Surge
2021: Recently passes 2020 peak
State Oahu
8/22/21 = 390 310
8/2020 = 290 250

Mortality
2021: Lower than 2020
Est 2021 < 2020

Case Surge = \[2021 = \text{Triple x 2020 and rise slowing}\]
\[2021 = \text{Oahu + BI + Maui,} \quad 2020 = \text{Oahu}\]

Hospital Surge = \[2021 > 2020 \text{ and rising, approaching } 1.5 \times 2020\]
\[2021 = \text{Oahu + BI + Maui} \quad 2020 = \text{Oahu only}\]
\[2021 = \text{Middle Age and young adult up relative to 2020 surge}\]

Mortality = \[2021 < 2020\]

Resources = \[2021 > > 2020\]
PPE, Treatment, Rx, Clinical knowledge, Vaccine 12/2020
Isolation and Quarantine?
Oahu % Positive

Average Daily Tests (past 7 days): 4,424
Percent Positive (past 7 days): 9.4%
<table>
<thead>
<tr>
<th>Region</th>
<th>Rate/100K</th>
<th>% Pos</th>
<th>Rank (cases by island per capita)</th>
</tr>
</thead>
<tbody>
<tr>
<td>State</td>
<td>48</td>
<td>8.1%</td>
<td>Rising</td>
</tr>
<tr>
<td>BI</td>
<td>60</td>
<td>8.0%</td>
<td>Highest, but rate slowing</td>
</tr>
<tr>
<td>Oahu</td>
<td>46</td>
<td>9.4%</td>
<td>High, % Pos highest.</td>
</tr>
<tr>
<td>Maui</td>
<td>50</td>
<td>7.0%</td>
<td>Tracking Oahu slope, recent slowing</td>
</tr>
<tr>
<td>Kauai</td>
<td>33</td>
<td>4.7%</td>
<td>Recent rise, now slowing</td>
</tr>
</tbody>
</table>

7-day Average Daily New Cases (per 100,000 population)

<table>
<thead>
<tr>
<th>State</th>
<th>Hawaii</th>
<th>Kauai</th>
<th>Lanai</th>
<th>Maui</th>
<th>Molokai</th>
<th>Oahu</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>60.0</td>
<td>33.0</td>
<td>22.8</td>
<td>50.3</td>
<td>56.4</td>
<td>46.3</td>
</tr>
</tbody>
</table>
Weekly New Cases per 100,000 Population

<table>
<thead>
<tr>
<th>STATE</th>
<th>0-17 years</th>
<th>18-44 years</th>
<th>45-64 years</th>
<th>65+ years</th>
</tr>
</thead>
<tbody>
<tr>
<td>246</td>
<td>239</td>
<td>353</td>
<td>198</td>
<td>106</td>
</tr>
</tbody>
</table>

Hover over an age group to highlight on chart

Date Reported (by week start date) [2021]
Hawaii Covid Hospitalizations (Statewide)

Aug 2020    Peak 250-300
Sept 2020   Decreasing
Oct 2020 - July 2021  Low x 10 months

7/25 -> 7/31  wk 1  80 > 120 (up 40/wk)
8/1 -> 8/7     wk 2  120 > 180 (up 60/wk)
8/8 -> 8/14    wk 3  180 > 280 (up 100/wk)
8/15 -> 8/21   wk 4  280 > 380 (up 100/wk)
8/22 -> 8/23   wk 5  380 > 410 (prelim data)
8/15 - 8/21   Oahu  230 > 310 (up 80/wk)

Hospital admissions lag about one week behind case increase
State Covid Inpatient
chart updated 8/18/21
Passed state 2020 peak 8/14/21

Oahu Covid Inpatient
chart updated 8/18/21
Passed Oahu peak 8/16/21
Hawaii Covid Hospitalizations (Statewide)

- Total Hospitalizations (Covid + Non Covid) is higher than 2020 even prior to surge
- Covid specific hospitalization now above 2020 peak State, Oahu, BI.
- 2020 Hospital peak predominantly Oahu and predominantly elderly (pre vaccine)
- 2021 Hospital peak more widespread, Oahu + NI (BI and Maui), more middle age
- Hospital Admissions surge: Lags ~ 1 week behind Covid case surge
- Hospital surge is typically wider (takes longer to come down) than case surge.
- Statewide Covid Hosp: 80 % Oahu, 20 % NI
Adapted from CDC / The Economist
Covid Vaccine Completed by Geography
Hawaii Covid Immunizations (8/15/2021)

<table>
<thead>
<tr>
<th>Total pop</th>
<th>12+ pop</th>
</tr>
</thead>
<tbody>
<tr>
<td>State</td>
<td>62 %</td>
</tr>
<tr>
<td>Oahu</td>
<td>64 %</td>
</tr>
<tr>
<td>BI</td>
<td>58 %</td>
</tr>
<tr>
<td>Maui</td>
<td>55 %</td>
</tr>
<tr>
<td>Kauai</td>
<td>61 %</td>
</tr>
</tbody>
</table>

Targets
Goal: 70 % of total pop and for all islands (State likely to increase target in future)
Shorter Term 60 % for BI and Maui, or 70% for 12+ on BI and Maui

Trends: Rural, Low Income, Native Hawaiian, Age, Age/County
Covid Immunization Status and Delta Virus

### Vaccinated
- **Less** Likely to get Covid
- **Less** symptomatic and *less likely to spread Covid*
- **Less** “sick”
- **Less** likely to be hospitalized
- Protects against delta

### Unvaccinated
- **More** likely to get Covid
- **More** symptomatic and *more likely to spread Covid*
- **More** “sick”
- **More** likely to be hospitalized
- No protection against delta

Third shot booster shot being considered by CDC for immunocompromised, elderly, ID. Guidance soon. Also, possible guidance for second shot J&J.
Top Green: (12+) vaccinated = 74% Oahu -> 10% Oahu hosp
(18+) vaccinated = 80% Oahu -> 10% Oahu hosp

Bottom Red: (12+) unvaccinated = 26% Oahu -> 90% Oahu hosp
(18+) unvaccinated = 20% Oahu -> 90% Oahu hosp
Delta Surge: What can we do

Primary Goals
1) Address Surge Capacity Issues
   Decompress hospitals esp discharges
   Expedite Covid and Non Covid Discharges
   Streamline process for IsoQ placement
   Contact Tracing

2) Encourage Covid vaccination
   silver lining, recent uptick in vaccines
Covid Cases

Anticipate Covid Case Surge, Prepare

“Don’t Fear Covid, But Respect It”

All surges by definition have an end point

Case vs Hospitalizations vs Mortality
Mortality Data Perspectives
“Don’t Fear Covid But Respect It”

✓ Be mentally prepared
  • Anticipate increase in cases and hospitalizations
✓ Think Positive, but take precautions and get vaccinated
  • Any government restrictions are temporary
  • Delta surge will pass as it did in other areas
✓ If vaccinated still need to take precautions
✓ If you would like to get tested
  www.oneoahu.org/covid19-testing

Motivation/Inspiration: Keiki, Underserved populations
Comments on Q&I, contact tracing, vaccination
Placement options
Monoclonal Antibody Treatment
Prevention, More Testing,
Comment: Young Adults and Peds
"ACCESS TO SAFE, STABLE HOUSING - AND SHELTER - IS A BASIC NECESSITY."
HUD SECRETARY MARCIA L. FUDGE
LEGAL INFORMATION:
GENERIC AND DOES NOT ADDRESS ANY PARTICULAR CAUSE OF ACTION.
EX. WHAT ARE ASSISTANCE ANIMALS?

LEGAL ADVICE:
APPLIES SPECIFIC LAW TO A PARTICULAR SET OF CIRCUMSTANCES AND PROPOSES A SPECIFIC COURSE OF ACTION.
EX. A TENANT WHO HAS AN ELEPHANT FOR AN ASSISTANCE ANIMAL. HOW DO I DENY HER?
OVERVIEW OF FAIR HOUSING LAW

Federal: 42 U.S.C. 3601 et seq. | 24 C.F.R. Part 100
State: H.R.S. Chapter 515 | H.A.R. 12-46-301 et seq
(1967) HAWAIʻI FAIR HOUSING LAW

HRS §§ 368 and 515

PROHIBITS DISCRIMINATORY PRACTICES BY AN OWNER, ANY PERSON ENGAGING IN A REAL PROPERTY OR REAL ESTATE TRANSACTION, OR A REAL ESTATE BROKER OR SALESPEOPLE AGAINST ANOTHER PERSON.

FEDERAL LAW (1968, 1972, 1988, AS AMENDED)

42 U.S.C. 3604 ET SEQ.

THE FAIR HOUSING ACT PROTECTS PEOPLE FROM DISCRIMINATION WHEN THEY ARE RENTING OR BUYING A HOME, GETTING A MORTGAGE, SEEKING HOUSING ASSISTANCE, OR ENGAGING IN OTHER HOUSING-RELATED ACTIVITIES.
STATE LAW
HRS §§ 368 and 515
AGE
ANCESTRY
HIV STATUS
HĀNAI STATUS
MARITAL STATUS
GENDER IDENTITY
GENDER EXPRESSION
SEXUAL ORIENTATION

FEDERAL LAW
42 U.S.C. § 3604
gender identity and expression
SEX
RACE
COLOR
RELIGION
DISABILITY
FAMILIAL STATUS
NATIONAL ORIGIN
HUD: EQUAL ACCESS RULE
RIN 2501-AD49, 2506-AC40
PROTECTED CLASS

SEX
State of being male or female and the conditions associated therewith.

BOSTOCK V. CLAYTON COUNTY
Extends prohibition on sex discrimination to sexual orientation and gender identity.
Gender Identity:
- Internal or innate sense of being male, female, or another gender
- May or may not match their assigned sex at birth

Gender Expression:
- External expression of gender identity
- Exhibited through behavior, clothing, hairstyle, body, language, voice

Transgender:
- Umbrella term for people whose gender identity is different from their assigned sex
- May not determine they no longer identify as transgender
EQUAL ACCESS IN ACCORDANCE WITH AN INDIVIDUAL'S GENDER IDENTITY IN COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS

Ensures that all HUD programs are open to eligible persons regardless of sexual orientation, gender identity, marital status.

- Individuals are placed in accordance with gender identity
- No requirements for individuals to “prove” gender identity
- Providers must update policies and procedures to reflect requirements
Use appropriate, inclusive language in communication, publications, and training that affirms the provider's commitment to serving residents in accordance with the equal access rule.

INTRODUCING TRANSGENDER INCLUSIVE LANGUAGE

Pronouns: Always refer to residents by the name/pronouns they request (may be fluid).

Personal Questions: Avoid questions unrelated to the provision of housing or shelter; especially regarding medical treatment.

Avoid Saying: "transgendered" or "a transgender". Such wording reduces an individual to a single defining attribute and fails to respect the entire individual.
STAFF AND RESIDENTS

INCLUSIVE POLICY STANDARDS:

Internal Policy: Language and actions that are discriminatory in nature cannot be tolerated. Projects should actively communicate with staff to ensure that language and programming is understood.

Policy & Procedure: Include specific behaviors that violate standards of respectful behavior, escalate corrective actions, focus on actions and not subject of harassment.

Given the increased occurrence of discrimination affecting transgender and gender nonconforming residents, shelters must take precautions to ensure a project is free of discrimination and inform residents of their fair housing rights.
Creating Inclusive Spaces: Facilities

Policy: Provider should not isolate or segregate clients based on transgender or gender non-conforming stats unless a specific privacy request is made.

Strategies:
- Offer area near staff work station
- Offer access to rooms, floors, or beds set aside for residents with increased vulnerability
- Offer to assist in identifying an alternative project that will provide comparable services, or provide a hotel or motel voucher
- Establish single use bathroom for client use at specific intervals during the day
- Offer times that a bathroom can be scheduled by a client with a request
- Ensure toilet and shower stalls have locking doors or at minimum, curtains
- Consider implementing a schedule for all clients if communal showers are the only available type of shower

Take non-discriminatory steps that may be necessary and appropriate to address privacy concerns raised by residents.
CONFIDENTIALITY:
SEX ASSIGNED AT BIRTH & MEDICATION

**Sex Assigned at Birth**: Sex assigned at birth is confidential information. Clients may not elect to disclose their transgender status in certain spaces or at certain moments of time for health and safety reasons. The decision to disclose one's transgender status lies solely with the client.

**Medication**: Prescribed medication must be subject to all the same standards of the shelter.

Transgender individuals may have a variety of medical needs, related or unrelated to their transgender status. E.g., They may carry hypodermic needles for the use of insulin or for injecting prescribed hormones.

It is essential that all staff, from the chief executive officer and the board of directors to contracted security, receive training on confidentiality to avoid jeopardizing client welfare.
In 2019, discrimination on the basis of disability accounted for almost half of the complaints filed with HCRC* and more than half of the complaints filed with HUD.**

*Hawai'i Civil Rights Commission 2018-2019 Annual Report

**HUD 2020 Notice on Assistance Animals
The Fair Housing Tree
Inequality. 

How can we treat people fairly in housing?

Equality.

Fair.
Reasonable Accommodation

Since rules, policies, practices may have a different effect on persons with disabilities than on other persons...
Treating persons exactly the same as others may deny them an equal opportunity to use and enjoy their dwelling.
Reasonable Accommodation

Change, exception, or adjustment to a rule, policy, practice, or service that may be necessary for a disabled person to have an equal opportunity to use and enjoy a dwelling.
Reasonable Modification

Structural change made to the premises, occupied or to be occupied by a person with a disability, in order to afford full enjoyment of the premises.
Making Requests

Can be made by anyone, any time, in any manner; meaning orally or in writing.

*Housing provider cannot require their own forms.
ONE OR MORE MAJOR LIFE ACTIVITIES
"activities that are of central importance to daily life"
for example: caring for one's self, performing manual tasks,
walking, seeing, hearing, speaking, breathing...

THAT SUBSTANTIALLY LIMITS
"significant" or "to a large degree"

PHYSICAL OR MENTAL IMPAIRMENT
Animals that do work, perform tasks, assist, and/or provide therapeutic emotional support for individuals with disabilities.

service dog

"means any dog that is individually trained to do work or perform a task for the benefit of an individual."

emotional support animal

Provides support that alleviates one or more symptoms of a person's disability.
FAIR HOUSING ENFORCEMENT AGENCIES

HAWAII CIVIL RIGHTS COMMISSION (HCRC)
State Administrative Agency, *SOL: 180 days
Website: www.labor.hawaii.gov/hcrc/
E-mail: DLIR.HCRC.INFOR@hawaii.gov
Phone: (808) 586-8636

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
Federal Administrative Agency, *SOL: 1 YEAR
Website: www.hud.gov
Phone: 1 (800) 347-3739

U.S. DEPARTMENT OF JUSTICE (DOJ)
Federal Administrative Agency, *SOL: 2+ YEARS
Website: www.justice.gov
Phone: (202) 353-1555

*SOL: Statute of Limitations
Must file a complaint within this time frame from the last date of discrimination.
ANY CLARIFICATIONS OR QUESTIONS?

Providing legal information and not legal advice.
Legal information explains the law and the legal system, generally.
Legal Advice applies the law, including statute and case law, and legal principles to a particular situation.

(808) 536-4302

LEGAL AID SOCIETY OF HAWAI‘I
mahalo!

FOR HELPING US BUILD A JUST SOCIETY
LEGAL AID SOCIETY OF HAWAII
Let's Connect!

If you have any questions regarding the webinars, or have suggestions for future topics, please contact our office.

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GCH Special Assistant
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gov.homelessness@hawaii.gov.