

Honolulu, Hawaii

FOB 17

, 2006

RE: S.B. No. 2073
S.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Intergovernmental Affairs, to which was referred S.B. No. 2073 entitled:

"A BILL FOR AN ACT RELATING TO THE POWER OF ARREST,"

begs leave to report as follows:

The purpose of this measure is to extend the power of federal officers to make arrests under state law, currently limited to Customs and Immigration Service officers, to agents of the Federal Bureau of Investigation; United States Secret Service; Department of Homeland Security; Bureau of Alcohol, Tobacco, Firearms, and Explosives; Drug Enforcement Administration; and United States Marshals Service.

The State Attorney General and one individual submitted testimony in support of this measure.

Your Committee agrees with the Attorney General that federal agents are often in a position to observe suspicious activities and can assist in maintaining law and order. Your Committee finds that enabling federal agents to take action and make arrests under state law will provide additional protection at state airports and harbors.

Upon further consideration, your Committee amended this measure by:

- (1) Specifying that the head of the Hawaii district office for each of the federal agencies referred to in the



measure shall provide the State Attorney General with a general list of federal law enforcement officers certified to have received proper training within the agency to enable that officer to enforce or administer the law; and

- (2) Making technical, non-substantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Intergovernmental Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2073, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2073, S.D. 1, and be referred to the Committee on Judiciary and Hawaiian Affairs.

Respectfully submitted on
behalf of the members of the
Committee on Intergovernmental
Affairs,



DAVID Y. IGE, Chair



