

# LATE TESTIMONY

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**From:** MAZDA4@aol.com [mailto:MAZDA4@aol.com]  
**Sent:** Wednesday, January 30, 2008 8:22 PM  
**To:** HSHtestimony  
**Subject:** Testimony

Please accept this e-mail as my testimony on behalf of Karen's Law. It is imperative this legislation becomes law which brings to light wrong doing by minors.

## **HB 3363 RELATING TO JUVENILE COURT RECORDS.**

Juvenile Court Records; Information Sharing; School Personnel

Allows limited disclosure of information from family court records on minors under family court jurisdiction pursuant to section 571(1); requires family court to notify public or private school officials registered with court of adjudication of minors for offenses for which court records become public; requires family court to notify public or private school officials of petitions filed with the court for minors accused of offenses that would be serious crimes under penal code; requires that disclosed information remain confidential. It's too late to save Karen Ertell but you can write to help save the lives of yourself, your family and others.

Robert Lloyd

Ewa Beach

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Start the year off right. [Easy ways to stay in shape](#) in the new year.

# LATE TESTIMONY

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**From:** Angel Decosta [mailto:Angel@C4Management.com]

**Sent:** Wednesday, January 30, 2008 11:40 PM

**To:** HSHtestimony

**Subject:** HB3363

We are in favor of the Karen's Law which relates to sharing information with schools. We should be made aware of those that have criminal back grounds.



*Angel DeCosta*, S®, CMCA®, CPO

95-1249 Meheula Pky. Unit 170, PMB 172

Mililani, HI 96789

[Angel@C4Management.com](mailto:Angel@C4Management.com)

Direct (808) 255-9524

Fax (808) 623-0100

# LATE TESTIMONY

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**From:** Gina M. Factora [mailto:giwizgi@aol.com]  
**Sent:** Wednesday, January 30, 2008 8:35 PM  
**To:** HSHtestimony  
**Subject:** karen law

To whom it may concern

We need to correct and change our juvenile laws TODAY!

I have a daughter who currently attends Waipahu High School. My daughter has a medical condition which has made her much larger than other children her age; it also gives her a manly appearance. This has caused her to be aggressively received by her peers. She has been harassed and beaten by several different children since 2005. The aggression is increasing. I have been working with doctors, DOE, HPD, and first Waipahu Middle School, and now Waipahu High School, since 2005. Back in 2006 I had a child arrested for beating my child on Farrington Highway. These charges were dropped after the principal set a meeting with me and the other Childs mother. We agreed to keep the girls apart and that concluded this incident. What drives me to write to you today is the information I received this morning. My child was once again beaten on campus by a 9<sup>th</sup> grade boy on 12-13-07. I had this boy arrested. To my horror this morning I was informed by Pearl City police department that this boy did some type of counseling and the case has been dropped. This boy began harassing my child again last week telling her that he himself has dropped the case and that "your mom can't do anything to me". According to Pearl City police department this is true because of the Childs juvenile status. I asked this officer what is our rights as the victim in this situation, apparently he can't give any?!

My child is the victim, yet there are no rights for her. In fact having this boy arrested has antagonized this situation and has placed my child in greater danger. My child was beaten again near Waipahu Recreation Center on 12/19/07 by a girl she did not know. Today HPD would like to arrest this girl once my daughter identifies her. At this time my daughter and I are to afraid to move forward as this will only further place my child in danger by angering this girl further.

Our laws are set to protect whose rights? How are my Childs rights being upheld in this situation? Does she not have the right to an education without harassment? I understand now why Ms. Janelle Tupola was killed; our liberal juvenile laws killed her. The alleged killer has been in the system since he was 16-years old. What message did our current juvenile laws teach him?

I can understand liberal laws having there place in our justice system, however, when they begin to place all of us in danger we need to begin to take a hard look at them and make changes immediately. What can we possibly believe to gain in 2-5 years, under our current system? The children are becoming more volatile and as far as I am experiencing, being led to believe that they are above the law.

I humbly ask you to please take a hard look at our current juvenile justice system, what can be done to send a stronger message to these children and their parents. If any of you were in my current situation what would you do? How could you use

your political resources to fix and/or help this situation? Please don't wait till my child is the next front page news story.

Gina Factora Office Manager to  
Neurology Associates Inc.

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More new features than ever. Check out the new [AOL Mail!](#)

# LATE TESTIMONY

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**From:** Connie McCarty [mailto:erkani@hawaii.rr.com]

**Sent:** Wednesday, January 30, 2008 9:43 PM

**To:** HSHtestimony

**Subject:** Karen's Bill

**Please help Ewa Beach and the people of Hawaii in passing this bill.**

**HB 3363 RELATING TO JUVENILE COURT RECORDS stop the crime before it happens its time that we make a stand against the violence.**

Connie McCarty RN

Ewa Beach, Hawaii

# LATE TESTIMONY

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**From:** Malanie McLellan [mailto:malaniemclellan@yahoo.com]  
**Sent:** Wednesday, January 30, 2008 7:30 PM  
**To:** HSHtestimony  
**Cc:** Rep. Kimberly Pine  
**Subject:** testimony

Dear Committee,

Karen Ertell was my foster mother. When I was 9 months pregnant, I found her body after she had been brutally raped and murdered. She was looking forward to being a "Grandma" to my baby.

The 15-year-old boy who committed this crime had 12 felony charges pending against him at the time of my mother's murder.

I feel that this bill could have saved my mother's life. If this bill had been in effect prior to my mother's murder, school officials could have had access to the boy's criminal record and may have been able to offer him extra attention that may have made a positive impact on his life, preventing further crime.

What if this crime had happened to a fellow student instead of my mother? It could have been possible. This bill is necessary to keep students, faculty, and our community safe.

Thank you for your time.

Sincerely,

Malanie McLellan

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-----Original Message-----

From: Ohara Jennifer [mailto:ojennife@hawaii.edu]  
Sent: Wednesday, January 30, 2008 10:05 PM  
To: HSHtestimony  
Subject: Sharing Information with Schools

I support this law. I feel that it benefits the community. I do not feel that it would be used to discriminate the youth, but rather to ensure the safety of involved unknowingly involved.

LATE TESTIMONY

# LATE TESTIMONY

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**From:** Brewster [mailto:brewster@hawaii.rr.com]  
**Sent:** Wednesday, January 30, 2008 9:32 PM  
**To:** HSHtestimony  
**Cc:** Rep. Kymberly Pine  
**Subject:** HB3363

**I fully support House Bill 3363.** As an administrator of a private school in Kapolei I feel this is a safety issue that must not be ignored. As an employee of American Renaissance Academy, as with the majority of private schools, we complete a background check at both the state and federal level to ensure the safety of our student body.

Allowing a child with a criminal and possibly violent history to attend public or private school without notification to the administration is simply dangerous. Although we can never predict the actions of another human being we can at least cast a safety net to help prevent tragedy from striking. I believe HB 3363 is a step in the right direction.

Very Respectfully,

David A. Brewster  
Chief Financial Officer  
American Renaissance Academy  
P.O. Box 75357  
Kapolei, HI. 96707  
(808) 277-6813



LATE TESTIMONY

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**From:** Kerry Ejima [mailto:kirb5446@yahoo.com]  
**Sent:** Wednesday, January 30, 2008 10:04 PM  
**To:** HSHtestimony  
**Subject:** Sharing information with schools

I support this law and I think the safety of the community is a priority.

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LATE TESTIMONY

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**From:** Kristen96706@aol.com [mailto:Kristen96706@aol.com]  
**Sent:** Wednesday, January 30, 2008 10:04 PM  
**To:** HSHtestimony  
**Cc:** Rep. Kymberly Pine  
**Subject:** HB 3363 - SUPPORT

January 30, 2008

FROM: Kristen Low, MD  
91-1012 Makaaloo St., #H  
Ewa Beach, HI 96706  
via email: Kristen96706@aol.cm

TO: Representative Shimabukuro, Chair  
Representative Rhoads, Vice Chair  
Members of the Human Service and Housing Committee

RE: HB 3363  
POSITION: support

I am submitting testimony in support of HB 3363, relating to Sharing Information with Schools.

Should there be any questions, please feel free to contact me.  
Thank you for your time and consideration.

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Start the year off right. Easy ways to stay in shape.  
<http://body.aol.com/fitness/winter-exercise?NCID=aolcmp00300000002489>

LATE TESTIMONY

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**From:** Rick Valluzzi [mailto:valluzzi1@hawaiiantel.net]  
**Sent:** Wednesday, January 30, 2008 9:16 PM  
**To:** Rep. Kymberly Pine  
**Cc:** HSHtestimony  
**Subject:** HB3363 very very important  
**Importance:** High

Dear Representative,

I come asking for your help. I humbly ask that everyone in my District get involved by submitting e-mail testimony in support of "Karen's Law" – **If HB 3363 were on the books today, Karen Ertell could still be alive. HB3363** is one of three bills that comprise "Karen's Law." Karen Ertell was allegedly raped and murdered in her home in Ewa Beach by her 15 year-old neighbor. Juvenile offenders accused in cases of first and second degree murder and first and second degree sexual assault, as well as other heinous crimes, are protected by a system that **DENIES THE PUBLIC FROM EVER HAVING KNOWLEDGE OF THE CRIME/S THEY HAVE COMMITTED.** Karen's Ertell's alleged murderer attended school along with his classmates at Ilima Intermediate School, **no one the wiser, including the school's principal, of his previous criminal background.**

Please do not let the murder of Karen Ertell be in vain. Please support HB3363. Please !!

MAHALO!

Rick Valluzzi and Robyn Valluzz

Stephen\_Schatz/POHAKEA/HIDOE@notes.k12.hi.us to me  
show details 7:10 AM (1 hour ago) Reply

LATE TESTIMONY

**Testimony in Support of HB 3363 RELATING  
TO JUVENILE COURT RECORDS.**

**January 31, 2007**

**HSH Committee**

Any adjudication of a minor is relevant to school officials and educators. In order to best serve the educational needs of the students, as well as to maintain the safety of our campuses, educators must be kept informed of court decisions affecting our students. This is especially true for serious infractions such as violent crimes and drug dealing.

As educators, our responsibility is to maintain a safe and secure environment for all of our students. Knowing what our students' legal issues are will better allow us to provide educational and support services for them, while simultaneously providing of the safety of the school as a whole.

Stephen Schatz  
Principal  
Pohakea Elementary School  
p 808 689 1290  
f 808 689 1293

Date of Hearing: January 31, 2008

Committee: House Human Services & Housing

Department: Education

Person Testifying: Patricia Hamamoto, Superintendent

Title: H.B. 3363, Relating To Juvenile Court Records

Purpose: Allows limited disclosure of information from family court records on minors under family court jurisdiction pursuant to section 571(1); requires family court to notify public or private school officials registered with court of adjudication of minors for offenses for which court records become public; requires family court to notify public or private school officials of petitions filed with the court for minors accused of offenses that would be serious crimes under penal code; requires that disclosed information remain confidential.

Department's Position: The Department of Education (Department) supports H.B. 3363 to: (1) allow limited accessibility by public and private school officials to information contained in court records or minors who are law violators; and (2) require notification from a court to appropriate school officials under sections 571-84 and 571-84.6, Hawaii Revised Statutes (HRS). This bill allows the Department to have access to confidential information and records of the minors who are law violators, upon continuing their enrollment and educational program in a public school. This information will assist schools to determine the appropriate educational program and supports for the youth.

Furthermore, it allows schools to address the safety and well being of all students, teachers, and staff. The provisions in Section 3 (f), safeguards the accessibility of the confidential information by requiring the schools to designate and register a liaison of the school to receive the information and records. Section 3 (f) further provides provisions to destroy the confidential information and records upon the minor's graduation from school. The Department appreciates the intent of this bill and defers the development of the specific procedures to the courts.

1/30/08 Final sent

Date of Hearing: January 31, 2008

Committee: House Human Services & Housing

**Department:** Education

**Person Testifying:** Patricia Hamamoto, Superintendent

**Title:** H.B. 3363, Relating To Juvenile Court Records

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