

LINDA LINGLE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY

919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

CLAYTON A. FRANK
DIRECTOR

DAVID F. FESTERLING
Deputy Director
Administration

TOMMY JOHNSON
Deputy Director
Corrections

JAMES L. PROPOTNICK
Deputy Director
Law Enforcement

No. _____

COMMENTS ON HOUSE CONCURRENT RESOLUTION 139 REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII LAW ENFORCEMENT MEMORIAL FOUNDATION, THE COUNTY POLICE DEPARTMENTS, THE DEPARTMENT OF PUBLIC SAFETY, THE UNITED STATES MARSHAL FOR THE DISTRICT OF HAWAII, THE STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS, AND THE CONCERNS OF POLICE SURVIVORS INCORPORATED, TO PLAN AND CONSTRUCT A HAWAII STATE LAW ENFORCEMENT MEMORIAL.

By

Clayton A. Frank, Director
Department of Public Safety

House Committee on Public Safety
Representative Faye P. Hanohano, Chair
Representative Henry J.C. Aquino, Vice Chair

Thursday, March 18, 2010; 9:00AM
State Capitol, Conference Room 309

Representative Hanohano, Representative Aquino, and Members of the Committee.

The Department of Public Safety (PSD) thanks the legislature for their interest in having the State of Hawaii provide a suitable plot of ground in a place of honor for the construction of a memorial for those Law Enforcement Officers that have lost their lives in the line of duty. The Department of Public Safety strongly supports this Resolution.

The purpose of this memorial will serve to remind the citizens of the price paid by some, so that all the citizens of this great state and country can lead their

lives in peace and safety. The memorial will also serve as a place for those family and friends of the officers who lost their lives serving their fellow citizens, to come and reflect, and to know that we, the people who come after them, will never forget their sacrifice.

By passing this resolution, the State of Hawaii can join a long list of other states who have seen fit to honor their fallen Law Enforcement Officers, and provide a focal point for these fallen officers that will be visible and meaningful to all concerned. It is time that the State of Hawaii provide such a plot of ground to allow the private sector to complete this work of honor.

We support this, knowing that the private sector will be responsible for maintenance and upkeep of the memorial. Thank you for the opportunity to testify.

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu-pd.org



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RANDAL K. MACADANGDANG
DEPUTY CHIEFS

OUR REFERENCE LD-CSQ

March 18, 2010

The Honorable Faye P. Hanohano, Chair
and Members
Committee on Public Safety
House of Representatives
State Capitol
Honolulu, Hawaii 96813

Dear Chair Hanohano and Members:

Subject: House Concurrent Resolution No. 139 and Senate Concurrent Resolution
No. 177, Relating to the Construction of a Hawaii State Law Enforcement
Memorial

The Honolulu Police Department (HPD) supports H.C.R. No. 139 and S.C.R. No. 177.
We believe that it is important to work together to create and construct a Hawaii State
Law Enforcement Memorial.

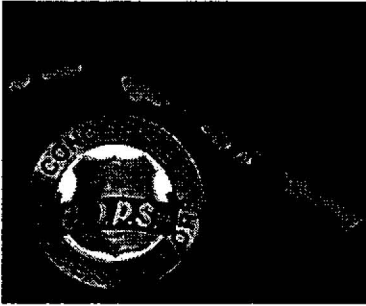
Since 1903, the HPD has lost 41 officers who sacrificed their lives to protect the rights,
liberties, and happiness of the community. The memorial would be a fitting tribute to
honor their dedication and selfless efforts.

Thank you for the opportunity to express our support.

Sincerely,

A handwritten signature in black ink that reads "Louis M. Kealoha". The signature is fluid and cursive, with the first name "Louis" and last name "Kealoha" clearly legible.

LOUIS M. KEALOHA
Chief of Police



**CONCERNS OF POLICE SURVIVORS
HAWAII CHAPTER**
47-160 Pulu Place
Kaneohe, HI 96744

STATE OF HAWAII
House of Representatives

RE: HRC 139: Directing the Department of Accounting to set aside land on the grounds of the Hawaii State Capitol for the construction of a State of Hawaii Law Enforcement Memorial

Aloha,

The Concerns of Police Survivors – Hawaii Chapter is comprised of family, friends, and co-workers of Law Enforcement Officers killed in the line of duty. We are endorsing this resolution based on the need to remember and honor the State's Fallen Officers.

A perpetual memorial brings light to the ultimate sacrifice of Law Enforcement Officers and the inherent dangers of their chosen careers.

To not pass this resolution, is giving the message to the Survivors that the death of their loved ones was not important. Money should not be an issue as the resolution addresses the need to be privately funded and managed by the State of Hawaii Law Enforcement Memorial Foundation. And, what better venue to construct the memorial than on the grounds of the State Capitol, as these Officers' main and foremost duty was to protect the citizens of Hawaii.

I passionately ask that you thoroughly review this resolution; understand the importance of this Memorial; and without hesitation pass it.

Yours truly,

/s/
Donna Borengasser
President

Joan Gribbin-Aiu
Director
Hawaii Law Enforcement Memorial Foundation
4348 Waiialae Avenue, Suite No. 527
Honolulu, Hawaii 96816
Bluehawaii135@yahoo.com
Telephone: (808) 294-0715
March 17, 2010

Committee on Public Safety

Representative Faye P. Hanohano, Chair
Representative Henry J.C. Aquino, Vice Chair

March 18, 2010, 9:00a.m.

RE: HRC 139: Directing the Department of Accounting to set aside land on the grounds of the Hawaii State Capitol for the construction of a State of Hawaii Law Enforcement Memorial

Good Morning Chairs Hanohano, and Aquino and members of the House Committee on Public Safety. My name is Joan Gribbin-Aiu and I am the Director of the Hawaii Law Enforcement Memorial Foundation (Foundation). The purpose of the Foundation is to raise funds for the concept, design, construction, and maintenance of a Hawaii Law Enforcement Memorial.

I am writing to support HRC 139.

My story is a simple one. I am the mother of Tiffany Bayne-Aiu, the daughter of Bryant Bayne, a HPD SWAT officer who was killed along with Officer Tate Kahakai and HFD pilot Peter Crown. They died while attempting to rescue two hikers lost in Sacred Falls in 1995. I was also a personal friend of HPD Officer Troy Barboza, who was killed while undercover investigating a drug organization in Honolulu. Lastly, I am the wife of Thomas K. Aiu, JD, a retired Senior Special Agent with DEA who has survived three on-duty shootings, one where he was being shot at.

I have traveled through the various states with my husband due to his career. While en route to Cape Kennedy, Florida, we came upon a small unassuming building in Titusville, FL, which housed a memorial and hall of fame dedicated to law enforcement officers killed in the line of duty. We stopped and to our amazement, discovered that included among the thousands of officers killed nationwide, were the names of Hawaii's own Bayne, Kahakai, and Barboza. It was at that moment I asked my husband if Hawaii had a memorial which honored all of Hawaii's fallen. Sadly, he replied that Hawaii did not.

I also visited the National Law Enforcement Memorial in Washington, D.C. with my daughter. The Memorial, along with the Memorial's Visitor Center and Store, brings to

life the sacrifice, selflessness, and acts of heroism by those fallen. There on the "wall" was her dad's name, permanently inscribed, and never to be forgotten. Her only comment was "why we had to travel so far just to see his name." Once again, I thought to myself, "Hawaii should have its own memorial."

It has been 15 years since I lost my friends in the police department and I remain close to those officers who were there when they fell. Its time Hawaii established a memorial; a place to honor all officers killed in the line of duty. It should include officers from all islands. It should include the deputy from the Sheriff's Department as well as other state agencies. It should include the military police officer killed at Pearl Harbor. It should name the HPD motorcycle officer killed while escorting President Bush. It should include the DEA agent killed on the Big Island and the National Park Service Ranger killed in Volcano. And, it should honor those three U.S. Coast Guardsmen killed last year in a helicopter crash off Lagoon Drive. It should include everyone.

An inscription in the Law Enforcement Memorial in Great Britain states it best, "Memorials to soldiers, sailors, and airmen are commonplace, but the police fight a war with no beginning and no end."

Now is the time for us to begin the process to properly pay tribute to our fallen heroes.

I respectfully urge you and the Committee on Public Safety to pass Resolution 139.

Aloha,

Joan Gribbin-Aiu
Director
The Hawaii Law Enforcement Memorial Foundation

Thomas K. Aiu, JD
P.O. Box 31214
Honolulu, Hawaii 96820
Email: hawaii1811@yahoo.com
Telephone: 808.330.1888
March 16, 2010

COMMITTEE ON PUBLIC SAFETY

Rep. Faye P. Hanohano, Chair
Rep. Henry J.C. Aquino, Vice Chair

RE: HCR 139

Dear Representative Hanohano:

Let me take this opportunity to introduce myself. I am Thomas K. Aiu, JD, a recently retired Senior Special Agent with the Drug Enforcement Administration (DEA), U.S. Department of Justice (DOJ). In addition to my 26 years with DEA, I spent several years as an agent with Hawaii State Narcotics and a year as a police officer. In all, I have nearly 30 years of law enforcement experience.

I submit testimony today in support of HCR 139 which directs that the Department of Accounting and General Services (DAGS) work with The Hawaii Law Enforcement Memorial Foundation (HLEMF), the county police departments, state and federal agencies, SHOPO, and COPS to set aside land on the grounds of the Hawaii State Capitol for the construction of The Hawaii Law Enforcement Memorial.

When law enforcement officers, police, sheriff, and federal agents alike, take that oath of office and swear to uphold the Constitution, we do so in an unwavering manner. After months of training, we entertain lofty goals of protecting and serving with distinction and making a difference. We long to find that missing child, rush to a robbery in progress, or feel the adrenalin surge when making an arrest. Many times, this exuberance comes at the expense of our families and loved ones. We forego birthdays, anniversaries, holidays and other special occasions; all for the job. We live to catch the bad guy and even after our shift is over; we can't wait to go back to work the next day. We wear our badge with pride and although a few may fall by the wayside, for the most part, we never think to tarnish ourselves or our agency.

We also know, in the deep recess of our mind, that at some point, we will be called to search a dark alley alone, look for gang members in an abandoned building, stop a car on a lonely stretch off highway, pursue an armed drug dealer, or confront a dangerous fugitive. We rely on our training and our survival instincts. We hope and pray that the outcome is favorable for us and the violator. Most times, that's the case, perhaps with a minor scuffle, but successful none the less. Our one compelling thought "Just get home so the wife won't have to see it on the news, or worse, experience the quiet approach of a

commander's vehicle.”

Sometimes, though, things go bad, really bad. We're taught to trust in our training. But even when we do everything by the book, following all the rules, go by the operational plan, when its least expected, we still pay the ultimate sacrifice. And, we do so selflessly, always protecting the life of a fellow officer, a citizen bystander, or simply ourselves.

As a federal agent, I was fortunate to work with law enforcement officers from Honolulu to Los Angeles, San Francisco to New York, Boston to San Diego, and Seattle to Miami. I have seen firsthand the professionalism of our country's police and federal agents. I have also witnessed the tragedy and heartbreak when an officer is killed in the line of duty. It's a grim reminder that it could have been me, since we've all faced those same dangers. Yet even with the sad realities of the job, it's never enough to think about changing careers.

Those fallen are honored for paying the ultimate sacrifice while protecting their country, their city, their very neighborhood. But after the tears, the heartfelt speeches, the posthumous praise, and the conferred medals of valor; after s/he's laid to rest, the family, friends, and colleagues continue to grieve, many times alone.

States across the country have a memorial which stand in tribute to the sacrifice of their officers. Washington, D.C. is home of the National Law Enforcement Memorial where every Hawaii officer killed in the line of duty is honored and recognized. Hawaii, likewise, should maintain its own place of solitude, honor, and peace. A constant reminder of the sacrifice, where families, friends, and colleagues may go to remember.

I respectfully urge the House Committee on Public Safety to vote in favor of HCR 139.

Sincerely,

Thomas K. Aiu, JD
Senior Special Agent, DEA (Ret.)

TESTIMONY OF SIDNEY A. HAYAKAWA

HOUSE CONCURRENT RESOLUTION NO. 139
SENATE CONCURRENT RESOLUTION NO. 177

REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII LAW ENFORCEMENT MEMORIAL FOUNDATION, THE COUNTY POLICE DEPARTMENT, THE DEPARTMENT OF PUBLIC SAFETY, THE UNITED STATES MARSHAL FOR THE DISTRICT OF HAWAII, THE STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS, AND THE CONCERNS OF POLICE SURVIVORS INCORPORATED, TO PLAN AND CONSTRUCT A HAWAII STATE LAW ENFORCEMENT MEMORIAL.

HOUSE COMMITTEE ON PUBLIC SAFETY

As a former law enforcement officer with 39 years of experience with Federal (U.S. Drug Enforcement Administration and U.S. Transportation Security Administration), State (Department of Public Safety) and county (Honolulu Police Department) law enforcement organizations, I strongly endorse both resolutions to establish and construct a Hawaii State Law Enforcement Memorial.

Law enforcement officers who have sacrificed their lives for our community must be remembered. Their loved ones, families, and friends must be assured that we have not forgotten that these individuals have made the ultimate sacrifice and they will always be remembered. The memorial will also serve as a symbol for the State of Hawaii and how we support law enforcement.

To this end, I like to commend Representative Blake Oshiro and Senator Donna Mercado Kim for sponsoring these resolutions in support of the law enforcement community and their families.

Thank you very much for allowing me to provide testimony.

aquino1-Ruffalyne

From: Bobby Aiu [bobbyaiu@yahoo.com]
Sent: Tuesday, March 16, 2010 5:51 PM
To: PBStestimony
Subject: Hawaii Law Enforcement Memorial

I respectfully submit this written testimony in support of HCR 139 for a Hawaii Law Enforcement Memorial to honor Hawaii's law enforcement personnel killed in the line of duty.

I am a retired Drug Enforcement Administration special agent, and am familiar with the dangers associated with a law enforcement career. I am honored to have known and worked with several of Hawaii's fallen heroes. It is very fitting that the State of Hawaii set aside a special place of honor to show its respect and appreciation to the women and men who prematurely lost their lives while protecting ours. This memorial will also serve as a testimonial for the families and friends of these heroes, that their loved ones' lives were given for a greater cause. Finally, this memorial will be an inspiration to all law enforcement personnel, past and present, that their work is of the highest calling.

Since the Hawaii Law Enforcement Memorial will be privately funded, there will not be a financial burden to the State of Hawaii. I fully support this memorial and ask that the Hawaii State Legislature designate an appropriate area at the Hawaii State Capitol for this purpose.

Mahalo for this opportunity to support this project.

Robert Aiu
Retired, DEA

House Committee on Public Safety
State Capital
Honolulu, HI

RE: House Resolution (HCR 139)

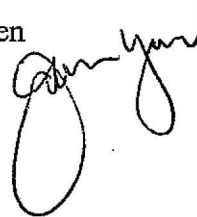
Dear House Committee on Public Safety,

I am in full support of House resolution 139, the Hawaii Law Enforcement Memorial. As a Supervisory Special Agent with the Drug Enforcement Administration (DEA) for 19 years and as a former Honolulu Police Department (HPD) Officer for 10 years, I believe that the Hawaii Law Enforcement Memorial is long overdue.

Honoring our fallen Hawaii heroes, the numerous federal and state law enforcement officers who have died in the line of duty is a time honored tradition. I remember traveling to Washington DC for the purpose of honoring our law enforcement heroes, to include Hawaii law enforcement officers who died in the line of duty. A memorial based in Hawaii will allow all Hawaii residents and visitors to our islands the opportunity to honor our heroes.

Thank you for allowing me the opportunity to voice my support in favor of the Hawaii Law Enforcement Memorial.

James Yuen

A handwritten signature in black ink, appearing to read 'James Yuen', written in a cursive style.

aquino1-Ruffalyne

From: Ron Becker [rbecker@chaminade.edu]
Sent: Tuesday, March 16, 2010 2:16 PM
To: PBStestimony
Cc: Thomas Aiu
Subject: Law enforcement memorial

Aloha:

Each semester new students enter and other students graduate from the Criminal Justice program here at Chaminade University. This has been going on for a long time. Our graduate and undergraduate students populate law enforcement throughout the state in State, County and Federal Law Enforcement. In our classes we tell them that when they raise their hands and are sworn in they must have made up their mind then that they are willing and able to take a human life to protect themselves and others. We tell them that it is a decision that doesn't allow quiet reflection when such a situation arises and preparation and practice will keep them and their communities safe. We talk of the many lives that are saved and changed by valiant members of the law enforcement community. Sometimes we show them videos of police shot or killed in the line of duty to help them understand this work they hope to take on for themselves. It doesn't take long for new Criminal Justice students to figure out that this is the real world of policing and not a television program and it never ceases to amaze me that after we've told them of the bad pay, terrible hours and the fact that there are people out there who have never meant them but wish them harm these young men and women still wish to pursue a career in law enforcement. Who are these people, what motivates them. It can't be the pay or the glory. In each and every instance it is a desire to make a difference, to make a contribution to their community, a willingness to risk their lives for those who may not be able to defend themselves.

We hear all too often about the bad apples in law enforcement but little about those who go about their daily lives protecting us and our communities. When an officer dies in the line of duty s/he gets that infamous fifteen minutes and is quickly forgotten except by those whose lives they have saved and who mourn their passage. Those who dedicate themselves to these principles are often lost in the line of duty. They and their deed should not be forgotten. Their deeds will serve notice that the best of our profession are willing to sacrifice their life in defense of another. They remind us of the toll this job takes on some, so others may live undisturbed and in peace. But in Hawaii they remind us from afar from fading memories and gratitude. It is time that we as a people and as a State recognize these men and women in a way that isn't so easy to dismiss or forget. We have memorials all over this state for our fallen military in wars around the world but no memorial for the men and women who fall here on our streets and highways.

It's time.

Ron Becker
Criminal Justice Chair
Chaminade University of Honolulu

aquino1-Ruffalyne

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, March 17, 2010 1:34 PM
To: PBStestimony
Cc: cduncan001@hawaii.rr.com
Subject: Testimony for HCR139 on 3/18/2010 9:00:00 AM

Testimony for PBS 3/18/2010 9:00:00 AM HCR139

Conference room: 309
Testifier position: support
Testifier will be present: Yes
Submitted by: Charles T. Duncan
Organization: Individual
Address: 94-439 Alapoi Street Mililani, Hi
Phone: 808 393-4764
E-mail: cduncan001@hawaii.rr.com
Submitted on: 3/17/2010

Comments:

I'm a retired Honolulu Police Department Major, who served the City & County of Honolulu and the State of Hawaii for 32 years and I strongly support House Concurrent Resolution 139 that Requests the Department of Accounting and General Services to Work with the Hawaii Law Enforcement Foundation, the County Police Departments, The Department of Public Safety, The United States Marshal for the District of Hawaii, The State of Hawaii Organization of Pollices Officers, and the Concerns of Policees Survivors Incorporated, to Plan and Construct a Hawaii State Law Enforcement Memorial.

Our state over time has lost 50 officers in the line of duty. In my 32 years in Law Enforcement I've know several officers personally who have died in the line of duty. This memorial would call attention to their bravery and everyday public service that Law Enforcement officers demonstrate in the line of duty.

It would also be a means to honor those Men and Women of Law Enforcement in the State of Hawaii, who have given their lives to ensure that the lives and properties of the citizens of this state were protected.

Once again, I strongly urge the passage of House Concurrent Resolution 139

Sincerely,

Charle T. Duncan
Major, HPD Retired