



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-SIXTH LEGISLATURE, 2011**

ON THE FOLLOWING MEASURE:

H.B. NO. 1012, H.D. 1, S.D. 1, RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.

BEFORE THE:

SENATE COMMITTEE ON WAYS AND MEANS

DATE: Thursday, April 7, 2011 **TIME:** 9:30 a.m.

LOCATION: State Capitol, Room 211

TESTIFIER(S): David M. Louie, Attorney General, or
Stephen R. Kornegay, Special Agent, Investigations
Division.

Chair Ige and Members of the Committee:

The Department of the Attorney General supports this bill.

This bill will provide funding for state law enforcement efforts to ensure the safety and security of the Asia Pacific Economic Cooperation (APEC) Leaders Meeting.

The Department of the Attorney General, as the designated lead state law enforcement agency, will utilize this funding to ensure that the Department, as well as the Department of Public Safety, Department of Land and Natural Resources' Division of Conservation and Resource Enforcement (DOCARE), and Department of Transportation's Harbor Police, have the resources they need to plan, equip, train, and staff as required to provide security for APEC.

Providing security for this event is a daunting task that will require the combined resources of all federal, state, and county law enforcement agencies in our state.

Other jurisdictions that have hosted APEC and similar types of international conferences have seen law enforcement security staffing requirements of up to 20,000 plus officers, and costs of over \$100,000,000.

Past events of this magnitude have attracted protestors that can number in the tens of thousands. While most are content to exercise their right to free speech and free assembly within the law, others protest violently, damaging property, attacking law enforcement, and attempting to disrupt or shut down the event. Modern protest organizations are often well-funded, and traveling to Hawaii to protest APEC, is well within the realm of possibilities.

The presence of 21 world leaders in Hawaii, as well as the significance of APEC to the nation and the world, presents an attractive target for terrorists and violent anti-social individuals, and significant law enforcement resources will be required to effectively mitigate this threat.

There is also a reasonable expectation that crimes targeting tourists may increase during APEC, and minimizing this possibility will also require law enforcement resources.

The Honolulu Police Department has requested that the State of Hawaii provide the fullest assistance possible with APEC related security, to include;

- Securing of ports, airports, and waterways.
- Assisting in the securing of venue sites.
- Providing for the transport, processing, and detention of any mass arrests.

The security planning for APEC is in progress and evolving. As such, additional requirements may be placed on state law enforcement in the future. The current estimates are based on available information and anticipated needs.

Current estimates are that approximately \$2,000,000 will be required for state law enforcement APEC related expenses. This includes:

Personnel Costs (Overtime): \$1,281,720.00

(310 officers/support staff @ 9 days plus
training)

Equipment Costs:

Facial recognition computers
and soft ware) \$ 616,951.00

Current Expense/Misc.: \$ 101,702.00

(Meals, fuel, etc.)

In recognition of the current financial situation, all effort has been made to identify the minimal level of funding required to safely and adequately prepare for our role in APEC.

Senate Draft 1 of this bill, as reported by the Senate Committee on Judiciary and Labor, reduced the requested appropriation to \$1,213,725. With due respect to the concerns and considerations of the Judiciary and Labor Committee, we request that this committee reconsider our request for \$2,000,000.

The current appropriation amount of \$1,200,000 will only provide sufficient funding for approximately 155 state law enforcement officers to be assigned to APEC on 12-hour shifts for the duration of the event. The full request of \$2,000,000 is necessary to allow these officers to work up to 16 hours per day if required, as well as to fund an additional 150 state law enforcement officers to supplement them for up to 8 hours per day, and to provide them with meals in accordance with the respective bargaining unit contracts. Rotation among officers will be utilized wherever possible to provide rest breaks and time off.

The need for additional law enforcement resources will be most critical during the November 11 through 13 time period,

when up to 21 heads of state will be arriving in Honolulu and attending the summit.

The following table highlights the additional staffing that will be available with the requested appropriation of \$2,000,000.

FUNDING	FULL-TIME POSITIONS	HOURS	PART-TIME POSITIONS	HOURS	TOTAL
\$1,200,000	155	155 X 12 hours =1860 hours	0	0	155 personnel at 1860 hours
\$2,000,000	155	155 X 16 hours =2480 hours	155	155 X 8 hours = 1240 hours	310 personnel at 3720 hours

The total number of state, city, and county law enforcement officers in Hawaii is less than what other jurisdictions have assigned to past APEC Summits, making it vitally important that we maximize all available resources. The Asia Pacific Economic Cooperation Summit presents an opportunity for Hawaii to be viewed by political and business leaders of the world as a safe and secure world class business and vacation destination. However if we are to be considered for future events of this magnitude, we will have to be willing to commit the resources necessary to ensure the safety and security of our visitors.

We respectfully request that the Committee approve and pass this bill with an appropriation amount of \$2,000,000.

**APEC ESTIMATED COSTS
FOR
Hawaii Criminal Justice Data Center (HCJDC)
Updated 3-2011**

	<u>COST</u>
1. Facial Recognition Software and Hardware <ul style="list-style-type: none"> ▪ 4 workstations @ \$8,953 ▪ Vendor Quote Attachment #1 and #2 	\$472,120 35,852
2. Remote Booking site <ul style="list-style-type: none"> ▪ 1 Full Function Livescan/Printer = \$48,179 <ul style="list-style-type: none"> ○ Vendor Quote Attachment #3 ▪ 4 Booking PC/Laptop x \$2,300 = \$9,200 <ul style="list-style-type: none"> ○ According to State WSCA price list ○ Includes Aware license to enable fingerprint card printing ▪ 2 Lexmark Fingerprint Printer x \$1,800 = \$3,600 ▪ Network Connectivity = \$1,800 <ul style="list-style-type: none"> ○ Router \$ 700 ○ Data Communication Landline \$ 100 ○ Wireless Air Cards 10x \$100 \$1,000 	\$ 62,779
3. Rapid Handheld Devices <ul style="list-style-type: none"> ▪ 10 handhelds x \$4,620 <ul style="list-style-type: none"> ○ Vendor Quote Attachment #5 	\$ 46,200
TOTAL	\$616,951

STATE LAW ENFORCEMENT 2011 APEC BUDGET: OVERTIME COST

<u>AGENCY</u>	<u>APEC STAFFING</u>	<u>HOURLY O/T RATE</u> (per unit)	<u>8 HOURS</u>	<u>9 DAYS (EVENT+3)</u>	<u>TRAINING (5 DAYS)</u>	<u>SUB-TOTAL</u>
DPS Sheriffs	LT. (5)	\$48.00	\$1,920.00	\$17,280.00	\$9,600.00	\$26,880.00
	SGT. (10)	\$45.00	\$3,600.00	\$32,400.00	\$18,000.00	\$50,400.00
	DS (80)	\$40.00	\$25,600.00	\$230,400.00	\$128,000.00	\$358,400.00
DPS Sheriffs (EPU)	LT. (1)	\$48.00	\$384.00	\$3,456.00	\$1,920.00	\$3,456.00
	SGT. (2)	\$45.00	\$720.00	\$6,480.00	\$3,600.00	\$6,480.00
	DS. (14)	\$40.00	\$4,480.00	\$40,320.00	\$22,400.00	\$40,320.00
DPS Sheriffs (Airport)	LT. (2)	\$48.00	\$768.00	\$6,912.00	\$3,840.00	\$10,752.00
	SGT. (6)	\$45.00	\$2,160.00	\$19,440.00	\$10,800.00	\$30,240.00
	DS (46)	\$40.00	\$14,720.00	\$132,480.00	\$73,600.00	\$206,080.00
DPS (I/A)	DET. (3)	\$45.00	\$1,080.00	\$9,720.00		\$9,720.00
DPS (NED)	SUP. (1)	\$51.00	\$408.00	\$3,672.00		\$3,672.00
	INV. (10)	\$45.00	\$3,600.00	\$32,400.00		\$32,400.00
DPS Corrections	SGT. (3)	\$45.00	\$1,080.00	\$9,720.00	\$3,240.00 (3 days)	\$12,960.00
	ACO (27)	\$38.00	\$8,208.00	\$73,872.00	\$24,624.00 (3 days)	\$98,496.00
DLNR (DOCARE)	SGT. (5)	\$50.00	\$2,000.00	\$18,000.00	\$10,000.00	\$28,000.00
	OFRC. (33)	\$45.00	\$11,880.00	\$106,920.00	\$59,400.00	\$166,320.00
DOT Harbor Police	LT. (1)	\$44.00	\$352.00	\$3,168.00	\$1,760.00	\$4,928.00
	SGT. (3)	\$42.00	\$1,008.00	\$9,072.00	\$5,040.00	\$14,112.00
	OFRC. (13)	\$39.00	\$4,056.00	\$36,504.00	\$20,280.00	\$56,784.00
ATT. GEN. (Invest.) Fraud)	SUP (5)	\$41.00	\$1,640.00	\$14,760.00		\$14,760.00
	S/AGENT (30)	\$38.00	\$9,120.00	\$82,080.00		\$82,080.00
ATT. GEN. (Med. Fraud)	SUP. (1)	\$40.00	\$320.00	\$2,880.00		\$2,880.00
	INVEST. (6)	\$40.00	\$1,920.00	\$17,280.00		\$17,280.00
ATT. GEN (HCJDC)	TECHS (2)	\$30.00	\$480.00	\$4,320.00		\$4,320.00
<u>TOTAL:</u>						\$1,281,720.00

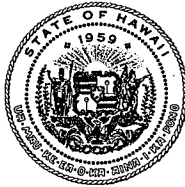
STATE LAW ENFORCEMENT 2011 APEC BUDGET: EQUIPMENT COST

<u>AGENCY</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT COST</u>	<u># OF UNITS</u>	<u>SUB-TOTAL</u>
DPS Sheriffs				\$0.00
DPS Sheriffs (Airport)	N/A			\$0.00
DLNR (DOCARE)	N/A			\$0.00
DOT Harbor Police	N/A			\$0.00
ATT. GEN. (HCJDC)	Facial Recognition computers/ software	\$616,951.00		\$616,951.00
			<u>TOTAL:</u>	\$616,951.00

STATE LAW ENFORCEMENT APEC BUDGET: CURRENT EXPENSE/MISC.

<u>AGENCY</u>	<u>ITEM DESCRIPTION</u>	<u>UNIT COST</u>	<u># OF UNITS</u>	<u>SUB-TOTAL</u>	<u>(Notes)</u>
DPS Sheriffs	Water (per 24 case)	\$6.00	224	\$1,344.00	(4 pint bottle per officer X 14 days) (Avg. 2 meal per day per officer X 14 days) (55 veh. X 4 gal. per day X 14 days)
	Meals	\$20.00 (2 meals)	1330	\$26,600.00	
	Fuel	\$3.00 (gallon)	3080	\$9,240.00	
DPS Sheriffs (Exec. Protection Unit)	Meals	\$20.00	238	\$4,750.00	(2 veh. X 4 gal. per day X 14 days)
	Fuel	\$3.00	112	\$336.00	
DPS Sheriffs (Airport)	Water (per 24 case)	\$6.00	126	\$756.00	
	Meals	\$20.00	756	\$15,120.00	
DPS (Int. Affairs)	Meals	\$20.00	27	\$540.00	
DPS (Narco. Enf. Division)	Meals	\$20.00	99	\$1,980.00	
DPS Corrections	Meals	\$20.00	270	\$5,400.00	(4 veh. X 5 gal. per day X 11 days) (4 pint bottle per officer X 11 days)
	Fuel	\$3.00	220	\$660.00	
	Water	\$6.00	55	\$330.00	
DLNR (DOCARE)	Water (per 24 case)	\$6.00	87	\$522.00	(38 veh. X 4 gal. per day X 14 days) (8 water craft X 5 gal. per day X 14 days)
	Meals	\$20.00	532	\$10,640.00	
	Fuel (veh.)	\$3.00	2128	\$6,384.00	
	Fuel (water craft)	\$3.00	560	\$1,680.00	
DOT Harbor Police	Water (per 24 case)	\$6.00	40	\$240.00	(11 veh. X 4 gal. per day X 14 days) (3 water craft X 5 gal. per day X 14 days)
	Meals	\$20.00	238	\$4,760.00	
	Fuel (veh.)	\$3.00	616	\$1,848.00	
	Fuel (water craft)	\$3.00	210	\$630.00	
ATT. GEN. (Invest.)	Meals	\$20.00	315	\$6,300.00	
ATT. GEN. (Med. Fraud)	Meals	\$20.00	63	\$1,260.00	
ATT. GEN. (HCJDC)	Meals	\$20.00	18	\$360.00	
TOTAL:				\$101,702.00	

NEIL ABERCROMBIE
GOVERNOR



GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
FORD N. FUCHIGAMI
JAN S. GOUVEIA
RANDY GRUNE
JADINE URASAKI

IN REPLY REFER TO:

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

**HB 1012, HD 1 and SD 1
RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.**

April 7, 2011

Senate Committee on Ways and Means

Room 211

The DOT supports HB 1012 HD1 SD1 which appropriates \$1,213,725 to the Department of the Attorney General for operating expenses for state law enforcement agencies relating to the planning and operation of security services and activities for the 2011 Asia-Pacific Economic Cooperation Leaders Meeting in Honolulu.

While we appreciate the specified amount, we recently learned it does not include security costs at our Airport and Harbors. As such, we respectfully request an additional \$329,000.00 to cover private security at both Harbors and Airport who will have an integral part in providing security services for APEC.

Thank you for the opportunity to provide testimony.