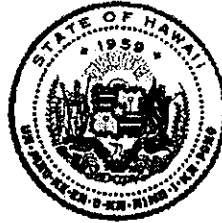


SB 11

RELATING TO THE DEPARTMENT OF THE SHERIFF.

Creates a department of the sheriff to assume responsibilities and functions exercised by the sheriff division of the department of public safety. Makes appropriation.

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Blvd. 4th Floor
Honolulu, Hawaii 96813

JODIE MAESAKA-HIRATA
INTERIM DIRECTOR

MARTHA TORNEY
Deputy Director of
Administration

Deputy Director
Corrections

KEITH KAMITA
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON SENATE BILL 11
RELATING TO THE DEPARTMENT OF THE SHERIFF
by
Jodie Maesaka-Hirata, Interim Director
Department of Public Safety

Senate Committee on Public Safety, Government Operations, and Military Affairs
Senator Will Espero, Chair
Senator Michelle Kidani, Vice Chair

Tuesday, February 15, 2011, 2:45 PM
State Capitol, Room 224

Chair Espero, Vice Chair Kidani, and Members of the Committee:

The Department of Public Safety (PSD) opposes Senate Bill 11 as written that would separate the Sheriff Division from PSD and establish it as its own department. PSD believes that this action is premature due to the lack of infrastructure within the Sheriff Division.

Section 1 of Senate Bill 11 makes a statement that "The legislature finds that the creation of a separate department of the sheriff facilitates accreditation by the Commission on Accreditation for Law Enforcement Agencies, Inc." This is not completely true. The Commission of Accreditation for Law Enforcement (CALEA) has 9 standards that a law enforcement agency must achieve to be accredited: **The nine major standards of law enforcement are:**

- 1) Role, responsibilities, and relationships;
- 2) Organization, management, and administration;

- 3) Personnel structure;
- 4) Personnel process;
- 5) Operations;
- 6) Operation support;
- 7) Traffic operations;
- 8) Detainee and court-related activities; and
- 9) Auxiliary and technical services.

Nowhere in the 9 standards does it require the Sheriff Division to be a separate Department. CALEA Accreditation does require an agency to develop a comprehensive, well-developed, uniform set of written directives. This is one of the most successful methods for achieving administrative and operational goals, while also providing direction to personnel. During these tough economic times PSD believes that separating the Sheriff Division from the PSD as a stand alone department would require a large expenditure of funds to allocate additional administrative personnel (Personnel, fiscal, budget and training offices), as well as require a new facility to house this new department.

When the duties of the Sheriff Division were transferred to PSD on July 1, 1990, the Sheriff Division did not have administrative personnel such as a fiscal, personnel, or budget section. Both the Sheriff Division and Narcotics Enforcement Division utilized the administrative personnel from the Department of Corrections or newly formed PSD. Section 15 of Senate Bill 11 requires that PSD develop a complete organizational and budget plan, including proposed

statutory amendments, for the implementation and operation of the Department of the Sheriff for submission to the legislature by no later than twenty days prior to the convening of the regular session of 2012. PSD can develop and submit a proposed organizational and budget plan for the creation of the Sheriff Department; however, it should be clearly noted that the Governor does not support the split nor does our State's economic status. Will the budget for the State be able to expend the funds to develop this new department without hurting PSD by taking personnel from the already thin ranks of staff within PSD? PSD believes this would be an example of the old adage, "Stealing from Peter to pay Paul."

For these reasons, PSD cannot support Senate Bill 11, and asks that it be held.

Thank you for the opportunity to testify on this matter.

NEIL ABERCROMBIE
GOVERNOR



SUNSHINE P.W. TOPPING
INTERIM DIRECTOR

STATE OF HAWAII
DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT
235 S. BERETANIA STREET
HONOLULU, HAWAII 96813-2437

February 11, 2011

TESTIMONY TO THE
COMMITTEE ON PUBLIC SAFETY, GOVERNMENT OPERATIONS AND
MILITARY AFFAIRS

For Hearing on Tuesday, February 15, 2011
2:45 p.m., Conference Room 224

BY

SUNSHINE P.W. TOPPING
INTERIM DIRECTOR

Senate Bill No. 11
Relating to the Department of the Sheriff

WRITTEN TESTIMONY ONLY

TO CHAIRPERSON WILL ESPERO AND COMMITTEE MEMBERS:

The purpose of S.B. 11 is to create a Department of the Sheriff to assume responsibilities and functions exercised by the Sheriff Division of the Department of Public Safety.

The Department of Human Resources Development has **comments** on the transfer language. To protect the rights and benefits of the employees to be transferred, we prefer the following proposed transfer language be used in place of the second, third and fourth paragraphs of Section 13 of the bill:

"All employees who occupy civil service positions and whose functions are transferred to the department of the sheriff by this Act shall retain their civil service status

(permanent or temporary). Employees shall be transferred without loss of salary, seniority, retention points, prior service credit, any vacation and sick leave credits previously earned, and other rights, benefits, and privileges, in accordance with state personnel laws and this Act, provided that the employees possess the minimum qualifications and public employment requirements for the class and/or position to which transferred or appointed, as applicable, provided further that subsequent changes in status may be made pursuant to applicable civil service and compensation laws.

Any employee who, prior to this Act, is exempt from civil service and is transferred as a consequence of this Act, may continue to retain the employee's exempt status, but shall not be appointed to a civil service position because of this Act. An exempt employee who is transferred by this Act shall not suffer any loss of prior service credit, any vacation and sick leave credits previously earned, or other employee benefits or privileges as a consequence of this Act, provided that the employees possess legal and public employment requirements for the position to which transferred or appointed, as applicable; provided that subsequent changes in status may be made pursuant to applicable employment and compensation laws. The sheriff of the department of the sheriff may prescribe the duties and qualifications of such employees and fix their salaries without regard to chapter 76, Hawaii Revised Statutes."

Thank you for the opportunity to offer comments on this measure.

TESTIMONY ON SENATE BILL 11
RELATING TO THE DEPARTMENT OF THE SHERIFF

Senate Committee on Public Safety, Government Operations and Military Affairs
Senator Wil Espero, Chair

Tuesday, February 15, 2011: 9:00 AM
State Capitol, Conference Room 224

Senator Espero and Members of the Committee:

I am in strong support of Senate Bill 11, which would separate the Sheriff Division from the Department of Public Safety and create a new Department of the Sheriff. This would clearly separate the administration of corrections and law enforcement, which have no direct correlation between the two functions. This is an essential first step towards mitigating the risks associated with a law enforcement organization.

These operational and administrative problems faced by the Sheriff Division are not new. These same issues have been ongoing since being placed within the Department of Public Safety through Act 211, SLH 1989. The inability to address and resolve these issues over the past 20 years points to a deeper, systemic problem, which creates a situation that nearly ensures failure.

The State Auditor's, June 2010, Report #10-06, "Audit of the Department of Public Safety, Sheriff Division" stated, "In 1987, prior to the formation of the Department of Public Safety, the Legislature created the Department of Corrections by removing correctional services from the Department of Social Services and Housing (DSSH). The Legislature determined that the state corrections program had grown too large and complex to remain under the umbrella of DSSH and that in order to "properly address the magnitude of the problems within the state corrections system, a separate department that can provide the focus and continuous attention the system desperately needs is essential." During that time, the Legislature initially sought to transfer the Office of the Sheriff, Capitol Security, and state law enforcement officers from the Department of the Attorney

General into the new department of Corrections. Concerns arose over the potential conflict between the new department's responsibility for corrections. It was argued that the transfer of law enforcement functions into the Department of Corrections was undesirable. Accordingly, state law enforcement functions were not included in the new department, and the legislation was amended to remove state law enforcement officers from the bill. Nevertheless, two years later, the Legislature passed Act 211, SLH 1989, which made a single department, the Department of Public Safety, responsible for both vital functions of the preservation of public safety – law enforcement and corrections.

Act 83, SLH 2003, required the director of the Department of Public Safety to conduct a study to determine the feasibility of dividing the Department of Public Safety into a Department of Corrections and a Department of Law Enforcement. According to a 2005 Department of Public Safety report to the Legislature by Interim Director Richard Bissen, this created a situation in which the department “must attempt to establish resource priorities for each function without adversely impacting the other.” According to the previous Director of Public Safety, Clayton Frank, it is a challenge to manage both correctional and law enforcement in the same department since there is no direct correlation between the two functions.

More importantly, the separation of the law enforcement and corrections functions would allow the Department of Public Safety to, as intended by the 1987 Legislature, “properly address the magnitude of the problems within the state corrections system.” As noted in the 2005 Department of Public Safety report to the Legislature by Interim Director Richard Bissen, “no Department director seems to have stepped into the job with the breath and depth of knowledge and experience in both law enforcement and corrections. The issues relating to corrections, such as persistent overcrowding, offender treatment programs, inmate management, development of alternatives to incarceration, health care, and facility maintenance, are exceedingly complex and require the full focus of a director”. The report also stated, “For these reasons, a separate Department of Law Enforcement may create an administrative structure that could concentrate on managing available law enforcement resources without the distractions of managing correctional

facilities and programs. It would also establish a solid foundation for needed growth, which would ultimately better protect the people of Hawaii”.

A review of how other states organize corrections and law enforcement responsibilities indicates that it is not common practice to place law enforcement and corrections responsibilities with in the same organization.

I would like to recommend amendments to this bill that would facilitate the process of creating the new Department of the Sheriff.

Page 21, line 11, Section 15. Should be amended to require the Sheriff Division to be responsible for this transitional taskforce, which will develop a complete organizational and budget plan. This would ensure that the Sheriff Division has meaningful input into the plan, as the Division would ultimately have to live with the end product.

Page 22, line 3, Section 13. Removal of appropriations, as this transitional taskforce would be conducted with existing Sheriff Division resources.

Change the effective date to 2013, which should remain flexible to conform to the results of the transitional taskforce’s organizational and budget plans.

As my testimony maybe contrary to the Department of Public Safety’s position, I am presenting my testimony as a private individual and not as an official representative of the department. Thank you for this opportunity to testify on this important matter.

Robin Nagamine, Lieutenant
Sheriff Division



HAWAII GOVERNMENT EMPLOYEES ASSOCIATION
AFSCME Local 152, AFL-CIO

RANDY PERREIRA
Executive Director
Tel: 808.543.0011
Fax: 808.528.0922

NORA A. NOMURA
Deputy Executive Director
Tel: 808.543.0003
Fax: 808.528.0922

DEREK M. MIZUNO
Deputy Executive Director
Tel: 808.543.0055
Fax: 808.523.6879

The Twenty-Sixth Legislature, State of Hawaii
The Senate
Committee on Public Safety, Government Operations & Military Affairs

Testimony by
Hawaii Government Employees Association
February 15, 2011

S.B. 11 – RELATING TO THE
DEPARTMENT OF THE SHERIFF

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO recommends an amendment to S.B. 11 to create a Department of the Sheriff.

The deputy sheriffs we represent consistently maintain that a Corrections and Law Enforcement Department as established through Act 211, SLH 1989 does not serve the needs of our State. Prior to that time, the deputy sheriffs were part of the Judiciary. As the law enforcement function of the Public Safety Department seems to be subordinate to its responsibilities for administering and operating the correctional system, perhaps it is time to reexamine whether Law Enforcement is appropriately situated.

The sizeable budget deficit the State is facing makes the establishment of a new department unpractical at this time. Therefore, we suggest an amendment appointing a task force to address the proper placement of the law enforcement function. The task force can review the situation and make recommendations accordingly.

Thank you for the opportunity to testify on S.B. 11.

Sincerely,

Nora A. Nomura
Deputy Executive Director

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 5:05 PM
To: PGM Testimony
Cc: michael.s.oakland@hawaii.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: Yes
Submitted by: Lt. Michael Oakland
Organization: Hawaii State Sheriffs'
Address: 300 Rodgers Blvd. Lot #12 Honolulu, Hawaii 96819
Phone: (808) 836-6466
E-mail: michael.s.oakland@hawaii.gov
Submitted on: 2/10/2011

Comments:

Aloha Chair Espero, Vice Chair Kidani and members of the committee. I am Lt. Michael Oakland of the State Sheriff's Division and I am writing in strong SUPPORT of this bill. This bill is a culmination of almost 11 years of work which includes several resolutions, studies and an audit that proves that corrections and law enforcement should be separate due to their completely unrelated functions. I think that this bill should be passed with the removal of the appropriation section and the addition/creation of a "Transition Task Force" that would be chaired by the Sheriff or His/Her representative and consist of a rep from DHRD, DPS and possibly a member from the Dept of B & F. This task force would be responsible to come back to the legislature by a date with the actual model of the new Dept of the Sheriff and the related cost to include our current budget. I would also like for the report date to be by the beginning of the Legislature in 2012 for an effective date in either the summer of 2012 or no later than the summer of 2013. Mahalo Nui Loa for the opportunity to testify, and if there are any questions I am available to answer or assist in any way.

Lt. Michael Oakland, Commander
Airport Patrol Section, Sheriff Division Honolulu International Airport, Kalaeloa and Dillingham Air Fields

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 13, 2011 7:27 PM
To: PGM Testimony
Cc: cwatarida@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Chad Watarida
Organization: Sheriff Division
Address:
Phone:
E-mail: cwatarida@hotmail.com
Submitted on: 2/13/2011

Comments:

I support SB11 which would establish a Department of the Sheriff. This would be an opportunity for the state to have a standing law enforcement entity that can better coordinate with federal and local law enforcement.

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 1:50 PM
To: PGM Testimony
Cc: michael.v.decenzo@hawaii.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Michael DeCenzo
Organization: Individual
Address:
Phone: 808-587-3620
E-mail: michael.v.decenzo@hawaii.gov
Submitted on: 2/10/2011

Comments:

Aloha Senator ESPERO, Chair, Senator KIDANI, Vice Chair. I fully support this bill. This will give us the ability to chart our own course. I believe the sheriff department can be a highly professional organization that the state of hawaii can be proud of.

thank you,

Sgt. Michael DeCenzo
Deputy Sheriff

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 2:57 PM
To: PGM Testimony
Cc: estankos@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Edward Stankos
Organization: Individual
Address: Ala Ilima Street Honolulu, HI
Phone: (808)389-7246
E-mail: estankos@yahoo.com
Submitted on: 2/10/2011

Comments:

I would respectfully like to submit this statement in total support of SB11. This bill would fix the biggest problem relating to state law enforcement. The State of Hawaii needs a cohesive, well trained State Law Enforcement Department. The current system of a department sharing responsibility between corrections and law enforcement is antiquated and does not work. Correctional services need to have there own department, they have very unique issues and is very different than that of State Law Enforcement. The example is Honolulu Police Department, it has thrived because it is its own entity, not sharing resources with another city function. The State of Hawaii need to emulate the systems of other states where there is city, state, and federal law enforcement. In todays world with the great amout of crime and drug abuse the State Of Hawaii needs a reliable and well trained Law Enforcement Department. One that only focuses on Law Enforcement. Please help the State of Hawaii and seperate the Department of Public Safety into what it should have been two seperate entities, Mahalo!

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 4:16 PM
To: PGM Testimony
Cc: james.r.nakamura@hawaii.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: James Nakamura
Organization: Individual
Address: 438 Kamakee st #140 Honolulu, HI
Phone: 808-836-6606
E-mail: james.r.nakamura@hawaii.gov
Submitted on: 2/10/2011

Comments:

I feel this bill will create accountability within the Department.

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 7:53 PM
To: PGM Testimony
Cc: Colin.K.Malani@Hawaii.Gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Sgt. Colin Kalama-Malani
Organization: Individual
Address:
Phone:
E-mail: Colin.K.Malani@Hawaii.Gov
Submitted on: 2/10/2011

Comments:

Aloha, I'm a Sergeant/Deputy Sheriff III, for 30 years, currently at the HIA since 1999, a widower, a father of (3), grandfather of (3), I testified in 1987 before Senator Mike Croziers hearing for Act 211, then a Housekeeping measure to include the Sheriff's in the newly proposed Dept. of Public Safety, we were absorbed in July of 1990, the Corrections half of PSD had already formulated the initial infrastructure to control our budget and asset forfeiture monies, to attempt to attain our police powers and relinquish our name & title(s) of "Sheriff, Deputy Sheriff" were in jeopardy before Senator's & Reps of being lost forever, I testified again on the Historical aspects, merits and retention of our positions to not become "Special Services Deputies." As other LE Positions Nationwide, Marshals, Police, Sheriff's, have clear and distinct duties which require proper collective bargaining representation. To include all state LE units ie; AG's, DLNR, Harbors, NED, Sheriff's, etc., is essential for consolidation of jurisdictional powers, defined authority & budget, training & accreditation, sustained mission with short & long term goals & objectives in concert with the 2009-2010 PSD Audit. We are again at a critical juncture in our quest for survival and recognition in accordance with our profession, job and classification. Our current need for redress & grievances begs your support of this legislative Senate Bill #11, mahalo

1

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 10, 2011 4:24 PM
To: PGM Testimony
Cc: mrcrhartman@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Charles Hartman
Organization: Individual
Address:
Phone:
E-mail: mrcrhartman@yahoo.com
Submitted on: 2/10/2011

Comments:
Proper State Policing requires an administration fully dedicated to that specific task.

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 12, 2011 7:27 AM
To: PGM Testimony
Cc: mokiao@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Matthew Mokiao
Organization: Individual
Address:
Phone:
E-mail: mokiao@yahoo.com
Submitted on: 2/12/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 11, 2011 8:17 PM
To: PGM Testimony
Cc: kanealii@il.hawaii.net
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Diane Kanealii
Organization: Individual
Address:
Phone:
E-mail: kanealii@il.hawaii.net
Submitted on: 2/11/2011

Comments:

I support this bill to make sure that we know what we have before we allow fish farming. The proponents know the types and number of sea worms will change dramatically and change the feeding habit so the wild fish, bring in sharks to feed on the fish aggregating devices, yet claim there is no proof they will damage the ecosystem. Then they are monitoring themselves when there aren't any water quality studies to begin with it. This is crazy. There is too much at stake to not take a step back and make sure of what is there before it is started so that a true measure of water quality changes can be measured. The current studied in depth so it will be know where the affluent will wind up and what effect it will have on the Opihi, limu, Koele, Pipipi, Kupee, fish migration pattern changes, the effect of the ono and opelu ground and how it will affect the local fishermen. A full EIS is needed for each and every proposed project because of the accumilative effect it WILL have on our precious resource.

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 11, 2011 1:19 PM
To: PGM Testimony
Cc: leuna874@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Alan Leung
Organization: Individual
Address:
Phone:
E-mail: leuna874@hotmail.com
Submitted on: 2/11/2011

Comments:

As a deputy Sheriff for 21 years, I support this bill and we need to move away from PSD. Sheriff Division can't move forward under current conditions and priority set in correctional environment.

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 12, 2011 12:50 PM
To: PGM Testimony
Cc: twilliams6969@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Tony Williams
Organization: Individual
Address:
Phone:
E-mail: twilliams6969@yahoo.com
Submitted on: 2/12/2011

Comments:

I am a Deputy Sheriff for 3 years and with the state department for a total of 11 years and I am in support of this bill

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 13, 2011 9:11 PM
To: PGM Testimony
Cc: kkama17@hawaii.rr.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Karen Kama
Organization: Individual
Address:
Phone:
E-mail: kkama17@hawaii.rr.com
Submitted on: 2/13/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 3:09 PM
To: PGM Testimony
Cc: mrhartsock@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Deputy Sheriff Michael R. Hartsock
Organization: Individual
Address:
Phone:
E-mail: mrhartsock@hotmail.com
Submitted on: 2/14/2011

Comments:

Aloha committee members. Thank you for allowing me to express my strong support of SB11. I feel that by removing the Sheriff Division from PSD and making a Department of the Sheriff you are forwarding the law enforcement capabilities of our state to a new level. No longer will the Sheriff Division be the "red headed stepchild" of PSD. The new Department will be tasked at making a true State of Hawaii Law Enforcement organization that will be on par with the county police departments. With proper organization the Department of the Sheriff will be able to operate as a true law enforcement agency. I sincerely hope that you will properly fund the Department of the Sheriff to allow it's make-up to be equivilant to other agencies within Hawaii and throughout the mainland.
Thank you.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:36 PM
To: PGM Testimony
Cc: Bruce.M.Yonesaki@hawaii.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Bruce M Yonesak
Organization: Individual
Address:
Phone:
E-mail: Bruce.M.Yonesaki@hawaii.gov
Submitted on: 2/14/2011

Comments:

I support this bill to create a department for the sheriff division.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 12:37 PM
To: PGM Testimony
Cc: jpiimauna@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Jeffrey Piimauna
Organization: Sheriff / Public Safety
Address:
Phone:
E-mail: jpiimauna@yahoo.com
Submitted on: 2/14/2011

Comments:

Senator Espero and Members of the Committee:

I strongly support Senate Bill 11 which would separate the Sheriff Division from Public Safety and creates a department of the Sheriff. This would be a step in the right direction for the Sheriffs. I have been a proud Deputy Sheriff for 25 years, witnessing the operational and administrative problems of the Sheriff Division. The biggest problem is the 2 separate missions in PSD and a Corrections administration that will never understand Law Enforcement needs. We are tired of consently get shortchanged when it comes to resources, all because Corrections has the bigger need. Public Safety has mismanaged us for years and will always have to shift resources to help Corrections. I humbly ask this committe to help the Sheriff's control their own future.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 8:30 AM
To: PGM Testimony
Cc: meh_cps@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Michael Hirst
Organization: Individual
Address:
Phone:
E-mail: meh_cps@hotmail.com
Submitted on: 2/14/2011

Comments:

House Committee on Public Safety, Government Operations, and Military Affairs Senator Will Espero, Chair Senator Michelle Kidani, Vice-Chair

Tuesday, February 15, 2011; 2:45pm
State Capitol, Conference Room 224

Chair Espero, Vice-Chair Kidani, and Members of the Committee

I wanted to take this opportunity to ask for your strong support of SB 1065, which would create a department specifically for the State of Hawaii Sheriff(s).

For as long as the sheriff division has been a part of the Department of Public Safety (DPS) it has been on a constant struggle to find its mission and a voice. The division as it currently stands is little more than a small cog on a very large wheel that is the corrections division, to the point that it is almost laughable to refer to the department as the Department of Public Safety. Although the name may suggest otherwise DPS is little more than a department of corrections by another name. As the recent audit indicated the sheriff division suffers from a lack of leadership from the top down. This has recently been reinforced by leadership changes from the past election. No one from the sheriff division is in a position to address the needs of the division. Our new interim director has been a career corrections employee (great for corrections, not very beneficial for the sheriff division). Other recent leadership changes have left the department once again with leaders willing to pay little more than lip service to the division. As it now stands the sheriff division is simply too small to be much concern to the rest of DPS. What the division is in desperate need of is the opportunity to chart its own course.

SB1065 is the first tenuous but necessary step on that course. By creating a separate department you will be allowing the sheriff division to prove the viability of its mission and the ability to perform its duties. Those of us in the division are under no illusion, creating a separate department will be a daunting task. It forces the sheriff division to stand on its own feet for the first time. The responsibility for the success or failure falls squarely on the sheriffs. We will have no one to blame but ourselves if

we are not up to the task. But those of us in the division hope that those of you in a position to make these changes understand something. We are ready for this; indeed many of us have waited years hoping in vain through each legislative session for this sort of opportunity. As recent history has shown status quo has not and will not work. The men and women of this division are ready to create our own future. We know that it will be difficult and that it won't happen overnight, but the members of this division are willing and determined. Given the chance we can make this happen. What we are asking the committee for, is that chance.

Thank you for the opportunity to testify on this important matter.
Michael Hirst, Deputy Sheriff II

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 9:44 AM
To: PGM Testimony
Cc: PWL962@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Patrick Lee
Organization: Individual
Address:
Phone:
E-mail: PWL962@hotmail.com
Submitted on: 2/14/2011

Comments:

I am currently employed as a Sheriff Lieutenant. I have been with the Department of Public Safety for the past 21 years. I support this measure

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 9:14 AM
To: PGM Testimony
Cc: AJONES4414@aol.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: ANN JONES
Organization: Individual
Address:
Phone:
E-mail: AJONES4414@aol.com
Submitted on: 2/14/2011

Comments:

I urge your support and passage of this bill to provide our State Sheriff's division the funding, support and recognition needed to keep our communities safe.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 7:51 AM
To: PGM Testimony
Cc: res1vban@hawaiiintel.net
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Charles Among Jr
Organization: Individual
Address:
Phone:
E-mail: res1vban@hawaiiintel.net
Submitted on: 2/14/2011

Comments:

Dept of Public Safety has neglected and ignored the special needs of the Sheriff Division. We have never recieved in- service/update training from the Department at all. Our body armor had to expire before we were able to recieve new vests, thank God nobody got into a shoot out. The corrections division unfortunately for us, always takes precedence over the sheriff division. These few examples are just the tip of the problematic circumstances we are in. We are deprived of equipment and training that may cost us and the public our lives, and it doesn't have to be like that.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 7:11 AM
To: PGM Testimony
Cc: thomas.cayetano@leo.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM
Attachments: Executive Branch Resume.ppt

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Thomas K Cayetano
Organization: Individual
Address:
Phone:
E-mail: thomas.cayetano@leo.gov
Submitted on: 2/14/2011

Comments:

Greetings honorable committee members, I fully support the need to have the Sheriff's Office separated from DPS. The original intent of the DPS bill back in the late 80's was to gather all state agencies with law enforcement powers to be placed within one department. That has not occurred. There needs to be a separation of enforcement and correctional duties and responsibilities. Therefore, I fully support this bill. Thank you



RESUME

Thomas K. Cayetano III
777 Punchbowl Street
Honolulu, Hi 96813
Cell #: 808 368 8938
Pager #: 808 252 1166
thomas.cayetano@leo.gov

PROFESSIONAL PROFILE: & EXPERIENCE:

State of Hawaii Sheriff's Office Employee	12/83 to present date.
DEA-Drug Enforcement Administration/HIDTA Task Force Investigator	02/04-08/06
USMS-HIDTA-Hawaii Fugitive Task Force Fugitive Task Force Investigator:	02/02-02/04

EDUCATIONAL BACKGROUND:

James B. Castle High School	06/79	High School Diploma
HCC-Honolulu Comm. College	06/80	Certificate of Welding
WBU-Wayland Baptist University-Hawaii Campus	12/09	Bachelor of Science in Law-Enforcement
HCC-Honolulu Comm. College	12/10	Associate of Arts & Science-Admin. Justice
CMU-Central Michigan University Off Campus Programs-Hawaii	06/11	Master of Science- Public Administration & Certificate in Leadership GPA 3.96

AWARDS:

HSFCU Scholarship 2010 Recipient	06/10	Scholarship award
Wayland Baptist University-Hawaii Campus Inductee	08/08	Centennial Scholar
Hawaii Joint Police Association	06/05	Hall Fame Inductee
Hawaii State Legislature-22 nd Session House & Senate	10/04	Public Servant Award
Hawaii Joint Police Association Nominee	08/04	Hawaii's Top Cop
A&E Network	06/04	Profiled
Midweek Magazine Cover Story	04/02	Profiled
Honolulu Crime-Stopper's Recipient	97-02	Most wanted arrest(5) years consecutively

Numerous prestigious awards/accommodations from public/private organizations & individuals

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:57 PM
To: PGM Testimony
Cc: mach808@live.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Ryan Machado
Organization: Individual
Address:
Phone:
E-mail: mach808@live.com
Submitted on: 2/14/2011

Comments:
I respectfully ask that you strongly support SB11.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:54 PM
To: PGM Testimony
Cc: solescanlan@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Brian Scanlan
Organization:
Address:
Phone:
E-mail: solescanlan@yahoo.com
Submitted on: 2/14/2011

Comments:

I ask for your strong support of SB11. I feel that this a must for the Sheriffs Department to reach its full potential.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:49 PM
To: PGM Testimony
Cc: jaipo12@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: James P. AIPOALANI
Organization: Individual
Address:
Phone:
E-mail: jaipo12@yahoo.com
Submitted on: 2/14/2011

Comments:
I am in very strong support of bill SB 11 relating to collective bargaining

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:48 PM
To: PGM Testimony
Cc: d_wht1116@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Dwight DuPont
Organization: Individual
Address:
Phone:
E-mail: d_wht1116@yahoo.com
Submitted on: 2/14/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:48 PM
To: PGM Testimony
Cc: rcsheriffk9@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Rollin Canon
Organization: Individual
Address:
Phone:
E-mail: rcsheriffk9@hotmail.com
Submitted on: 2/14/2011

Comments:

.....
From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:47 PM
To: PGM Testimony
Cc: ke519@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Kevin Eckart
Organization: Hawaii Sheriffs Dept
Address:
Phone:
E-mail: ke519@yahoo.com
Submitted on: 2/14/2011

Comments:
As a 25 year veteran of this dept I strongly support this bill.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:47 PM
To: PGM Testimony
Cc: mokiohu@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Brandon MOKIAO
Organization: Individual
Address:
Phone:
E-mail: mokiohu@yahoo.com
Submitted on: 2/14/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:45 PM
To: PGM Testimony
Cc: darryl.f.ng@hawaii.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: DARRYL NG
Organization: Individual
Address:
Phone:
E-mail: darryl.f.ng@hawaii.gov
Submitted on: 2/14/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:45 PM
To: PGM Testimony
Cc: rockkanoa@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Adrian Kanoa
Organization: Individual
Address:
Phone:
E-mail: rockkanoa@yahoo.com
Submitted on: 2/14/2011

Comments:

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 2:10 PM
To: PGM Testimony
Cc: ch186@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Christopher Lee
Organization: Individual
Address:
Phone:
E-mail: ch186@yahoo.com
Submitted on: 2/14/2011

Comments:

I strongly believe in and support SB 11 - Relating to the Department of the Sheriff.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:43 PM
To: PGM Testimony
Cc: cummingsohana@yahoo.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Albert CUMMINGS IV
Organization: Individual
Address:
Phone:
E-mail: cummingsohana@yahoo.com
Submitted on: 2/14/2011

Comments:

I am in very strong support of bill SB 11 relating to the department of the sheriff

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 1:42 PM
To: PGM Testimony
Cc: joeboy33@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Joseph Lovell
Organization: Individual
Address:
Phone:
E-mail: joeboy33@hotmail.com
Submitted on: 2/14/2011

Comments:
Please support this bill. Thank you very much

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 5:58 PM
To: PGM Testimony
Cc: j.e.barnesiii@gmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: James E. Barnes III
Organization: Individual
Address:
Phone:
E-mail: j.e.barnesiii@gmail.com
Submitted on: 2/14/2011

Comments:

I am a Deputy Sheriff for 10 years and I am in support of this bill.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 6:02 PM
To: PGM Testimony
Cc: Shane.Souza@usdoj.gov
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB 11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Shane C. Souza
Organization: Individual
Address:
Phone:
E-mail: Shane.Souza@usdoj.gov
Submitted on: 2/14/2011

Comments:

I am a Deputy Sheriff for 10 years and I am in support of this bill.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 3:52 PM
To: PGM Testimony
Cc: nanea99@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Sean Springer
Organization: Individual
Address:
Phone:
E-mail: nanea99@hotmail.com
Submitted on: 2/14/2011

Comments:

TESTIMONY ON SENATE BILL 10
RELATING TO PUBLIC SAFETY

Senate on Public Safety, Government Operations, and Military Affairs
Senator Wil Espero, Chair

Tuesday, February 15, 2011; 2:45 PM
State Capitol, Conference Room 224

Senator Espero and Members of the Committee:

I am in strong support of Senate Bill 11. This bill requires the Department to develop and implement a comprehensive strategic plan to correct the deficiencies in the sheriff division that were reported in Auditor Report No. 10-06, *Audit of the Department of Public Safety, Sheriff Division*, dated June 2010. It also requires that the department pursue recommendations by the State Auditor.

As my testimony maybe contrary to the Department of Public Safety's position, I am presenting my testimony as a private individual and not as an official representative of the department. Thank you for this opportunity to testify on this important matter.

Robin Nagamine, Lieutenant
Sheriff Division

Monday, February 14, 2011

To the Senate Committees of Public Safety, Government Operations, Military Affairs and the Judiciary and Labor:

I am writing in **SUPPORT** of Senate bills 9, 10, 11 and 1065.

The law enforcement officers of the Sheriff Division face the challenging tasks of preserving public peace and safety, preventing crime, detecting and arresting offenders of the law and protecting citizen rights and property by enforcing laws. There is nothing simple or easy about fulfilling any one aspect of their daily work. As a tax paying citizen and informed voter, it is my civic duty and responsibility to demand support for the people who are willing to risk their lives (both ON and OFF duty) for my safety and that of my family and my community, and also the safety of our Governor and Judges.

The Division deserves the financial, capital and legal support of our State government. Our tax dollars should provide the equipment, training, and legal defense for our law enforcement officers for the reasons cited in this letter of support.

It is no secret that law enforcement costs money. Please support the brave men and women of the Sheriff's division to do their job well. As our elected leaders who pledge to "better our State," PLEASE think of the needs of law enforcement officers. They deserve funding for continued professional training, a more convenient and efficient receiving desk to process offenders, a better radio system, and a defense fund for any lawsuits that they are challenged with as a result of the commission of their daily duties. Please vote to support their work – they are professionals, not "warm bodies on the beat." Most people, legislators in particular, have not recognized the essential roles they played in the capture and prosecution of the copper thieves, which saved taxpayers hundreds of thousands of dollars in court costs because of the excellent case built against the offenders. They have EARNED RESULTS in their work with interagency investigations; arresting and retrieving suspects in several heinous crimes and/or crime organizations. They have supported and assisted other law enforcement – FBI, CIA, US Marshals, Secret Service, DEA, DHS, HPD, etc. **Please support their efforts by passing SB 9,10 and 11.**

In regards to **supporting SB 1065**, please support the necessity (and the logic) for the creation of a Sheriff's division bargaining unit. Currently they are in the same unit as office and desk workers, teachers, professors and educational officers. Law enforcement, by the very nature of their work, should NOT be in the same bargaining unit as employees who do NOT risk their lives every day on the job. There is no logic, no sense of fairness or justice in that. **They deserve their own bargaining unit that seeks to protect and represent the work that law enforcement personnel do for us. Please support SB 1065!**

Thank you for considering this testimony. Although as a collective group you have discounted the need for prayer by dismissing it from guiding your actions as leaders of the People, this citizen will continue to pray for each of you. I pray that you will make decisions that will support those who provide us safety and accept the challenge of enforcing laws. *I hope that each of you remember that our inalienable rights (life and liberty) are endowed by our Creator, NOT the government since government was created FOR the sole purpose of protecting those rights and defending us from foreign and domestic enemies.* Please help our law enforcement officers DEFEND and protect our rights and property by supporting Senate bills 9, 10, 11 and 1065.

Respectfully submitted,

Christeana Jones
(808) 284-3345
Honolulu, Hawaii

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 14, 2011 9:44 PM
To: PGM Testimony
Cc: huynhstephen@hotmail.com
Subject: Testimony for SB11 on 2/15/2011 2:45:00 PM

Testimony for PGM 2/15/2011 2:45:00 PM SB11

Conference room: 224
Testifier position: support
Testifier will be present: No
Submitted by: Stepehn Huynh
Organization: Individual
Address:
Phone:
E-mail: huynhstephen@hotmail.com
Submitted on: 2/14/2011

Comments:

i am a Deputy Sheriff and i would like to see a Sheriff Department in our state like most states have.
Being Part of Public Safety with Corrections hurts us financially.