

Honolulu, Hawaii

FEB 15 2013

RE: S.B. No. 1315

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Public Safety, Intergovernmental and
Military Affairs, to which was referred S.B. No. 1315 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to permit officers
of the Department of Homeland Security's Federal Protective
Service (FPS) to make arrests without a warrant under certain
conditions.

Your Committee received testimony in support of this measure
from FPS and one individual. Your Committee received testimony in
opposition to this measure from the American Civil Liberties Union
of Hawaii.

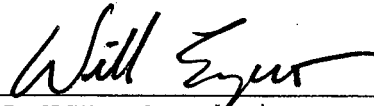
Your Committee finds that FPS is the uniformed and
investigative law enforcement component of the Department of
Homeland Security. FPS provides police services to federally
owned, leased, or occupied properties and investigates crimes that
affect those properties and personnel.

In order to take action related to a state violation that
occurs on federal property, FPS is currently required to devote
resources to respond to and investigate the incident, then request
that local police also devote resources to respond, investigate,
and assume responsibility for the incident. This duplicity is a
drain on resources and taxpayer dollars, particularly when it is
the primary mission of FPS to carry out this function.



As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1315 and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Intergovernmental and Military
Affairs,



WILL ESPERO, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* 8B 1315	Committee Referral: PSM, JDL	Date: 2-12-2013
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The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
GALUTERIA, Brickwood				✓
GREEN, Josh	✓			
SLOM, Sam				✓
TOTAL	3	-	-	2

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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*Only one measure per Record of Votes