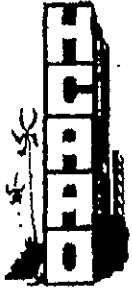
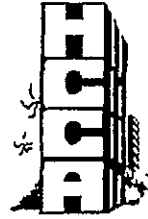


LATE



**Hawaii Council of Associations
of Apartment Owners**
DBA: Hawaii Council of Community Associations
1050 Bishop Street, #366, Honolulu, Hawaii 96813



February 11, 2014

Sen. Rosalyn H. Baker, Chair
Sen. Brian T. Taniguchi, Vice-Chair
Senate Committee on Commerce and Consumer Protection

Re: SB2486 RELATING TO PRIVATE GUARDS
Hearing: Wed., Feb. 12, 2014, 9 a.m., Conf. Rm. #229

Chair Baker, Vice-Chair Taniguchi and Members of the Committee:

I am Jane Sugimura, President of the Hawaii Council of Associations of Apartment Owners (HCAAO dba HCCA).

HCAAO was a member of the task force appointed pursuant to Act 208 to assist the Board of Private Detectives and Guards (the "Board") implement the provisions of that law. Accordingly, we are familiar with the issues being addressed by this bill and HCAAO is in agreement with the testimony of the Board in support of this bill. Therefore, we ask that you pass it out of this Committee.

Thank you for the opportunity to testify on this matter.

Jane Sugimura
President

LATE

SB2486

Submitted on: 2/12/2014

Testimony for CPN on Feb 12, 2014 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Carolyn Golojuch	Rainbow Family 808	Oppose	Yes

Comments: In opposition with exceptions. While the education is healthy and necessary the other elements of SB2486 are anti-jobs. The Private Security Guards can't arrest. We need jobs not delete jobs. The Security Guards that are effected by SB2486 would be a hard ship for this level of guards. The guards for the large departments do arrests and are at a different level. The Private Security Guards are not represented by unions and need your support for their income that provides food, shelter, and the other basic needs for their families. Please keep the educational component of the bill and don't limit the qualifications that limit. If this is passed it will kill the jobs of many of those who are qualified to work these jobs. Extend the Sunshine law governing this bill. Thank you

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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SB2486

Submitted on: 2/12/2014

Testimony for CPN on Feb 12, 2014 09:00AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Carolyn Golojuch	Individual	Oppose	No

Comments: SB2486 reduces educational component of the requirements for the Security Guards.

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TESTIMONY OF ALBERT B. "SPIKE" DENIS, CPP

**TO THE SENATE COMMITTEE ON
CONSUMER PROTECTION AND COMMERCE**

**TWENTY-SEVENTH LEGISLATURE
Regular Session of 2014**

Wednesday, February 12, 2014
9:00 a.m.

TESTIMONY ON HOUSE BILL NO. 2486, RELATING TO PRIVATE GUARDS

**TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:**

My name is Albert B. Denis. Since 2010 I have served on the Ad Hoc Committee of the Board of Private Detectives and Guards ("Board"). I along with other committee members have assisted the Board with implementation of Act 208, now codified as Section 10.5 of HRS 463.

Additionally, I am the Subordinate Guard Licensee and consultant employed by Securitas Security Services USA, Inc. I am testifying in strong support of Senate Bill No. 2486. The bill proposes to 1) revise the continuing education requirement to four hours every two years instead four hours every year; 2) delay the continuing education requirement from June 30, 2014 renewal cycle to the June 30, 2016 renewal cycle; and 3) repeal the sunset date of Act 208, SLH 2010 to make permanent the registration requirements for guards or any employee acting in a guard capacity.

Securitas Security Services completed the initial training and registering of approximately 2,700 employees by July 1, 2013, and we continue to train and assist all new hires with registration. Initial training already includes a minimum of eight hours of

training in board-approved subjects by board-approved instructors, and an additional four hours of on-the-job training.

All new hires are provided with training at no cost and assisted with their registration fees and the registration process. We beg relief from the continuing education requirement scheduled for the June 30, 2014, and concur with the Board's position it be moved to the 2016 renewal cycle.

I agree that the CEU requirement is necessary and have assisted the Board with the formulation of the four hour continuing education curriculum now posted on the website. Delaying the continuing education requirement until June 30, 2016 still preserves the legal requirement and continued training of employee registrants, which serves industry and the public. The delay proposed in the bill will provide the necessary time for further CEU development by employers, approval of the CEU curricula by the Board and implementation into training lesson plans.

As an industry member, I concur with the Board's position that the four hour requirement should be changed from annual to biennial and believe that four hours every two years is sufficient. Also, security guards are trained on site specific procedures anywhere from eight to sixty hours prior to being assigned, in addition to the training required by Act 208.

I strongly support the Board's position of making the registration requirements for employees *acting in a guard capacity* permanent and for these reasons I strongly support the passage of Senate Bill No. 2486.

Thank you for the opportunity to testify on Senate Bill No. 2486.

LATE

TESTIMONY IN OPPOSITION TO SB-2486

My name is Joshua Perallon, I am a security guard.

The purpose of Act 208, was to ensure the competency and professionalism of private security guards and it has been effective in accomplishing that intent. SB2486 seeks to make changes, although well intended, that will be detrimental to the intent of Act 208. Additionally, SB2486 does not address needed corrections to Act 208 that have become apparent since implementation.

Act 208 places the full burden and cost of compliance on the individual guard employee. While some do; employers are not obligated to provide training or pay for the cost of their employee's compliance, and guard employees commonly attend training and pay the cost of compliance on their own. As a guard registrant I accept this investment as reasonable to improving my skills, status, and the legitimacy of the security industry.

Act 208 placed no obligation or liability to the State on employers for hiring and using unregistered guards, thereby allowing employers to assign unlicensed employees to act in a guard capacity without fear of accountability to the State. This needs to be corrected.

Act 208 impacts both regulated guard agencies and non-regulated employers such as commercial and residential properties, retail establishments, bars, and others. Employers may not have personnel to comply with the requirement that the on-the-job training be provided by a qualified person. If the employer fails to provide the on-the-job training it is the employee registrant who suffers the consequence of being non-compliant; accordingly, the registrants and their employers need relief from the requirement.

Because training is beneficial to the guard employees, their employers, and the general public; it is important that all guards and those who act in a guard capacity continue to advance their competency through annual continuing education. Four hours on an annual basis is a minimal investment of time that will have a positive effect of keeping guard employees current with industry standards and refreshed in the areas of professionalism and aloha training.

I ask that SB 2486 be amended or replaced to accomplish the following:

1. Require employers of guards and those who act in a guard capacity to hire only those persons who have registered with the board.
2. Eliminate the requirement of four hours on-the-job training.
3. Ensure the requirement of four hours continuing education on an annual basis; and
- that 4. Act 208 be made permanent.

LATETESTIMONY IN OPPOSITION TO SB-2486

My name is Brian P Freitas, I am a registered security guard.

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