



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 3, 2017

GOV. MSG. NO. 1176

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Ninth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Twenty-Ninth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 3, 2017, the following bill was signed into law:

HB1129 HD1 SD1 CD1

RELATING TO SPECIAL DUTY FOR DEPUTY
SHERIFFS
ACT 075 (17)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that deputy sheriffs
2 routinely serve the community by providing off-duty law
3 enforcement service, commonly known as "special duty", for
4 monetary compensation to persons, organizations, and government
5 entities other than the state department of public safety.
6 Therefore, the legislature finds it is appropriate to include
7 statutory authorization for special duty performed by deputy
8 sheriffs.

9 The purpose of this Act is to require the department of
10 public safety to:

- 11 (1) Develop policies and procedures to govern the
12 processing of requests for special duty;
- 13 (2) Establish a compensation schedule for deputy sheriffs
14 performing special duty; and
- 15 (3) Submit a report to the legislature on policies and
16 procedures, amounts paid for deputy sheriffs
17 performing special duty, and compensation received by
18 each deputy sheriff for special duty.



1 SECTION 2. (a) The department of public safety shall:

2 (1) Develop policies and procedures to govern the
3 processing of requests for special duty; and

4 (2) Establish the compensation schedule for law
5 enforcement services provided by deputy sheriffs
6 performing special duty.

7 (b) For purposes of this Act, "special duty" means the
8 performance of a service for a person, organization, or
9 governmental entity other than the department of public safety,
10 by a deputy sheriff of the sheriff division acting in a law
11 enforcement capacity, in return for which the deputy sheriff
12 receives a direct or indirect payment or compensation of some
13 kind.

14 SECTION 3. (a) In order for the legislature to determine
15 whether this Act should be extended beyond its repeal date of
16 June 30, 2018, the department of public safety shall submit a
17 report to the legislature by February 1, 2018, that provides the
18 following information:

19 (1) The policies and procedures established pursuant to
20 this Act;



- 1 (2) Amounts paid by state departments and agencies for
2 deputy sheriffs performing special duty; and
- 3 (3) The compensation received by deputy sheriffs
4 performing special duty for governmental entities,
5 persons, or organizations.
- 6 (b) More specifically, the report shall include:
- 7 (1) The policies and procedures for deputy sheriffs
8 performing special duty as established pursuant to
9 this Act, including the compensation charged for
10 special duty and the process by which deputy sheriffs
11 are selected for special duty;
- 12 (2) The difference between the current policies and
13 procedures and the former policies and procedures;
- 14 (3) Separately for fiscal year 2016-2017 and the fiscal
15 period July 1, 2017, to December 31, 2017, the amounts
16 paid by state departments and agencies to deputy
17 sheriffs performing special duty during normal state
18 office hours (7:45 a.m. to 4:45 p.m., Monday to
19 Friday) and outside of normal state office hours;
- 20 (4) The reasons that the sheriffs' division does not
21 assign deputy sheriffs performing regular duty to



- 1 state departments and agencies that need security
2 during normal state office hours;
- 3 (5) The following information for each deputy sheriff (by
4 position title and number and without name) who has
5 performed special duty during fiscal year 2017-2018
6 and the fiscal period July 1, 2017, to December 31,
7 2017:
- 8 (A) The total special duty compensation received,
9 with a breakout for compensation received from
10 state departments and agencies for special duty
11 during normal state office hours, compensation
12 received from state departments and agencies for
13 special duty outside of normal state office
14 hours, and compensation received for other
15 special duty;
- 16 (B) The number of hours of special duty, with the
17 same breakouts as under subparagraph (A); and
- 18 (C) The percentage of special duty pay to base
19 salary; and



1 (6) A comparison between county police department special
2 duty rates and the department of public safety special
3 duty rates for each county.

4 SECTION 4. This Act shall take effect upon its approval,
5 and shall be repealed on June 30, 2018.

APPROVED this 3 day of JUL , 2017



GOVERNOR OF THE STATE OF HAWAII




HB No. 1129, HD 1, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2017
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2017.



Joseph M. Souki
Speaker
House of Representatives





Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: May 2, 2017
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017.


President of the Senate


Clerk of the Senate