

VIA FAX: 586-8479

TESTIMONY OF _____Gene Stoudt_____

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
9:00 a.m. Conference Room 429

TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Gene Stoudt_____. I am the _Business Development
Manager_____ of _Securitas
USA_____. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

The Preamble to Section 10.5 of HRS 463 actually reads: "(a) Effective July 1, 2013, all guards, and all agents, operatives, and assistants employed by a guard agency, private business entity, or government agency who act in a guard capacity shall apply to register with the board, and meet the following registration, instruction, and training requirements prior to acting as a guard." HB 1515 would correct the current misinterpretation of this language by the DCCA & Board of Private Detectives and Guards.

Gene Stoudt
Business Development Manager
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**PRESENTATION OF THE
BOARD OF PRIVATE DETECTIVES
AND GUARDS**

TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
9:00 a.m.

TESTIMONY ON HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS.

TO THE HONORABLE TAKASHI OHNO, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Kenneth Chang, Applications Chairperson of the Board of Private Detectives and Guards ("Board"). Thank you for the opportunity to testify on House Bill No. 1515, which proposes to allow any person acting in a guard capacity to register with the Board and meet the registration, instruction, and training requirements within sixty (60) days after the first day of employment in lieu of the current requirement that the registration requirements be satisfied prior to acting as a guard.

The Board has not had the opportunity to discuss this bill and will be discussing this measure at its next meeting on February 16, 2017. However, the Board has considered similar proposals in 2013 when the guard registration requirement went into effect.

As written, this measure will allow any person to act as a guard without first being vetted by the Board to determine that all statutory requirements have been met, including the criminal history background check. Since the registration requirement went into effect, the Board has had to deny applications for registration based on criminal convictions that the board determined were of a nature that rendered the

applicant unsuitable for licensure. If passed, the proposed amendments potentially would allow a convicted felon to work until he or she cured any application deficiencies and until the board received a complete criminal history report to review. There would be little incentive for an applicant with a serious criminal history in another state to complete the application process in good faith. Instead, the applicant would likely work as long as would be allowed under this legislation before abandoning the application.

For this reason, there is no other licensing area within the Department of Commerce and Consumer Affairs' ("DCCA") jurisdiction that allows a person to practice before the vetting process by the applicable regulatory board or commission has been completed.

Security guard clients and the public in general will understandably expect that a licensed security guard has met the requirements for licensure and that the board has conducted a complete application review.

In addition, the Board will have compliance issues with determining that an applicant met the filing deadline of sixty (60) days from the first date of employment; and SECTION 2 of the bill which grants a two year registration from the date of registration. There is no clear way to determine if the applicant is in compliance with the filing deadline because the Board does not keep track of a guard's employment history. Also, all private detective and guard registrations/licenses expire on June 30 of every even numbered year. This statutorily specified date enables an across-the-board renewal date versus the indefinite dates that will result if the proposed amendment is passed. Finally, having to send renewal and continuing education reminders for random renewal

Testimony on House Bill No. 1515
Wednesday, February 8, 2017
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dates will be unwieldly (it will be very difficult from an administrative standpoint to keep track of the random licensure, expiration, renewal, and restoration dates for the Department, registered guards, and the public).

Thank you for the opportunity to provide comments on H.B. No. 1515.

TESTIMONY OF JEFFERSON NILES

To The Honorable Takashi Ohno, Chair
HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

RE: HOUSE BILL NO. 1515,
RELATING TO SECURITY GUARDS

Wednesday, February 8, 2017 9:00 a.m.
Conference Room 429, State Capitol, 415 South Beretania Street

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Jefferson Niles, I am the Recruiting Manager for the Hawaii Area of Securitas Security Services USA, Inc. I am testifying in support of House Bill 1515.

The 60-day "grace period," which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. Since the implementation of Act 208 in 2013, the guard industry in Hawaii has been negatively impacted. ACT 208 has resulted in business losses due to the barrier to entry to the workforce; job sites not being adequately covered; and a dwindling pool of applicants due to the lengthy approval process and an unnecessary delay from the time applicants are hired to the time they can begin working and earning wages. HB 1515 will remedy these issues and provide the DCCA ample time to process applicants, while allowing pending applicants to work in a guard capacity and earn income.

The Preamble to Section 10.5 of HRS 463 actually reads: "(a) Effective July 1, 2013, all guards, and all agents, operatives, and assistants employed by a guard agency, private business entity, or government agency who act in a guard capacity *shall apply to register with the board*, and meet the following registration, instruction, and training requirements prior to acting as a guard." HB 1515 would correct the current misinterpretation of this language by the DCCA & Board of Private Detectives and Guards.

Respectfully Submitted,

Jefferson Niles
Recruiting Manager, Securitas Security Services USA, Inc.
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(808) 539-5031

Memo

February 6, 2017



Via Fax 586-8479

**TESTIMONY OF
Sanj Sappal, Area AVP – Hawaii/Guam, Securitas Security Services**

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
9:00 a.m. Conference Room 429

TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

Aloha. My name is Sanj Sappal. I am the Area Vice President for Securitas Security Services USA for the Hawaiian Islands and Guam. We employ over 2,000 security officers and are the largest security company and one of the largest employers in the state.

Today, I am here to testify in favor of HB 1515, which I strongly support with my security industry colleagues.

HB 1515, essentially provides a 60-day grace period wherein guards can be employed in a security guard capacity while awaiting registration clearance by the DCCA, which can take up to a month or more, depending on various circumstances. HB 1515 will provide immediate hiring relief to the security industry, which it has sought from the DCCA since Act 208 (HRS 463-10.5) became effective July 1, 2013. From that date forward, we have suffered tremendous financial losses and have been experiencing a lack of interest from the available labor pool due to the time it takes for DCCA registration and the complicated, cumbersome processes now required to become a registered guard. Guards cannot wait two weeks to over a month to get processed; they need to be able to buy clothing and put food on the table.

The guard industry has held meetings with the DCCA's past and current Directors and other government officials to plead for relief and an immediate solution, which HB 1515 will provide by allowing guards to work while waiting for the DCCA to process their applications.

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The Securitas logo consists of the word "SECURITAS" in white, uppercase, sans-serif font, centered within a solid black rectangular box.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has not been able to add the resources required to service the security industry (with over 10,000 guards statewide) consistently to register guard applicants in a timely manner. These delays have resulted in business losses estimated to be over \$1,000,000 per month in industry overtime pay. As a result, this has become a barrier to entry due to slow processing of GDE applicants; job sites not being covered (danger to public); and an ever shrinking labor pool with overworked existing guards. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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The Preamble to Section 10.5 of HRS 463 actually reads: "(a) Effective July 1, 2013, all guards, and all agents, operatives, and assistants employed by a guard agency, private business entity, or government agency who act in a guard capacity shall apply to register with the board, and meet the following registration, instruction, and training requirements prior to acting as a guard." HB 1515 would correct the current misinterpretation of this language by the DCCA & Board of Private Detectives and Guards.

I strongly support HB 1515 and wish to thank you and the IAC Committee for this opportunity to present my testimony.

Mahalo,

Sanj Sappal
Area Vice President – Hawaii/Guam
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sanj.sappal@securitasinc.com
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A red rectangular stamp with a thick border containing the word "LATE" in bold, red, uppercase, sans-serif font.

Memo

February 6, 2017



Via Fax 586-8479

TESTIMONY OF: Lee D. Donohue

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Lee D. Donohue. I am the Director of Security and Primary Responsible Licensee of Securitas Security Services, Hawaii/Guam. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has not been able to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per year for Securitas Security Service, Hawaii) due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

The Preamble to Section 10.5 of HRS 463 actually reads: "(a) Effective July 1, 2013, all guards, and all agents, operatives, and assistants employed by a guard agency, private

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business entity, or government agency who act in a guard capacity shall apply to register with the board, and meet the following registration, instruction, and training requirements prior to acting as a guard." I do not believe that the Legislature created Act 208 with the intent of the Security Industry in Hawaii to lose tremendous revenue while attempting to comply with the newly enacted law. HB 1515 would correct the current misinterpretation of this language by the DCCA & Board of Private Detectives and Guards.

Lee D. Donohue
Director of Security and Primary Responsible Licensee
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Page 2 of 2

LATE

IACtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 7, 2017 12:01 PM
To: IACtestimony
Cc: lorraine.duque-reyes@securitasinc.com
Subject: Submitted testimony for HB1515 on Feb 8, 2017 09:00AM

HB1515

Submitted on: 2/7/2017

Testimony for IAC on Feb 8, 2017 09:00AM in Conference Room 429

Submitted By	Organization	Testifier Position	Present at Hearing
Lorraine Duque-Reyes	Securitas Security Services USA Inc	Support	No

Comments: Aloha, My name is Lorraine Duque-Reyes, and I am the Hawaii HR Area Manager for Securitas Security Services USA Inc. As a leader in the security industry, Securitas has an extensive pre-employment screening process prior to extending contingent job offers. However, as we wait for guard card applications to clear, we are unable to hire applicants because they lose interest and decide to work in another industry that does not have any barriers to employment. We have jobs, but cannot hire fast enough to meet the demands of clients' requests to secure their property, assets, and employees. By allowing guarding applicants to train and work until their guard license is approved, we will positively impact the individual's livelihood, as well as continue to ensure we have well-trained security officers working and securing our communities. Please pass HB1515. Mahalo for your time, Lorraine Duque-Reyes Area Human Resources Manager, Hawaii & Guam Securitas Security Services USA Inc Main #539-5000 Direct #539-5043

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

TESTIMONY OF Richard Ornellas

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Richard Ornellas. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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NAME: Richard Ornellas
COMPANY: Star Protection Agency LLC
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PHONE NUMBER: 808-532-3911



LATE

TESTIMONY OF Al Ontiveros

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Al Ontiveros. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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TESTIMONY OF Chester Kahalepuna

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

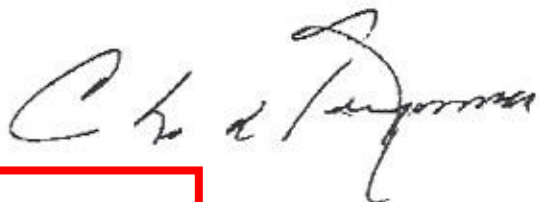
TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Chester Kahalepuna. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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NAME: Chester Kahalepuna
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TESTIMONY OF Michael Church

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

Wednesday, February 8, 2017
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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Michael Church. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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NAME: Michael Church
COMPANY: Star Protection Agency LLC
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LATE



TESTIMONY OF Anderson Hee

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

THE TWENTY-NINTH LEGISLATURE
Regular Session of 2017

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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

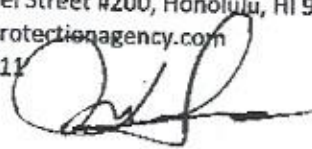
TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Anderson Hee. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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NAME: Anderson Hee
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TESTIMONY OF Alan T. Anami

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Alan Anami. I am the Responsible Principal Guard (or HR Manager, Operations Manager, Director of Business Development Manager, etc.) of Star Protection Agency LLC. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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NAME: Alan T. Anami
COMPANY: Star Protection Agency LLC
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LATE

TESTIMONY OF JERALD K DOLAK

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Jerry Dolak. I am the Responsible Principal Guard (1082) and Director of Security & Safety at Outrigger Resorts. I am testifying in support of HB 1515.

The 60-day “grace period”, which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has resulted in business losses (estimated be over \$1,000,000 per month); a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income.

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Jerry Dolak, CPP

Director of Security & Safety

OUTRIGGER ENTERPRISES GROUP

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TESTIMONY OF STEVEN K. CUMMINGS

The Honorable Takashi Ohno, Chair
TO THE HOUSE COMMITTEE ON INTRASTATE COMMERCE

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TESTIMONY IN SUPPORT OF HOUSE BILL NO. 1515, RELATING TO SECURITY GUARDS

TO THE HONORABLE TAKASHI OHNO, CHAIR, AND MEMBERS OF THE COMMITTEE:

My name is Steven Cummings. I am the Responsible Principal Guard of Pacific Courier, Inc., a licensed guard agency operating in the State of Hawaii. I am testifying in support of HB 1515.

The 60-day "grace period", which the HB 1515 undertakes to provide guards whom have applied for registration with the DCCA, is both logical and necessary. The guard industry has been severely and negatively impacted since Act 208 was implemented in 2013. Simply, the DCCA has refused to add the resources required to service the security industry consistently to register guard applicants in a timely manner. This failure has created much hardship in the industry resulting in business losses; a barrier to entry due to slow processing of GDE applicant; job sites not being covered (danger to public); and an ever shrinking labor pool. HB 1515 would provide the DCCA ample time to process applicants, while enabling applicants to begin earning income. Qualified job applicants are often discouraged for pursuing work in this profession upon learning that they must first obtain a Guard Card prior to acting as a guard.

The Preamble to Section 10.5 of HRS 463 actually reads: "(a) Effective July 1, 2013, all guards, and all agents, operatives, and assistants employed by a guard agency, private business entity, or government agency who act in a guard capacity shall apply to register with the board, and meet the following registration, instruction, and training requirements prior to acting as a guard." HB 1515 would correct the current misinterpretation of this language by the DCCA & Board of Private Detectives and Guards.

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LATE

IACtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 6, 2017 11:58 AM
To: IACtestimony
Cc: victor.ramos@mpd.net
Subject: Submitted testimony for HB1515 on Feb 8, 2017 09:00AM

HB1515

Submitted on: 2/6/2017

Testimony for IAC on Feb 8, 2017 09:00AM in Conference Room 429

Submitted By	Organization	Testifier Position	Present at Hearing
Victor K. Ramos	Individual	Support	No

Comments: Hopefully this bill will allow for more candidates to become employed in the private sector. In addition, professional licensing requirements should be obtained before employment.

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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