

DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

ALII PLACE  
1060 RICHARDS STREET • HONOLULU, HAWAII 96813  
PHONE: (808) 547-7400 • FAX: (808) 547-7515

KEITH M. KANESHIRO  
PROSECUTING ATTORNEY



CHRISTOPHER D.W. YOUNG  
FIRST DEPUTY PROSECUTING ATTORNEY

**THE HONORABLE CLARENCE K. NISHIHARA, CHAIR  
SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL,  
AND MILITARY AFFAIRS**

**THE HONORABLE GILBERT S.C. KEITH-AGARAN, CHAIR  
SENATE COMMITTEE ON JUDICIARY AND LABOR**

**Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawai'i**

February 14, 2017

**RE: S.B. 26; MAKING AN APPROPRIATION TO THE OF THE PROSECUTING  
ATTORNEY FOR HAWAII COUNTY.**

Chair Nishihara, Chair Keith-Agaran, Vice Chair Wakai, Vice Chair Rhoads, members of the Senate Committee on Public Safety, Intergovernmental, and Military Affairs, and members of the Senate Committee on Judiciary and Labor, the Department of the Prosecuting Attorney of the City and County of Honolulu ("Department") submits the following testimony in support of S.B. 26.

Pursuant to legislation passed in 1979, and codified as sections 845-1, 845-2, and 845-3, Hawai'i Revised Statutes ("HRS"), the Career Criminal Prosecution program was created because a disproportionate amount of serious crimes are committed against the public by a relatively small number of multiple- and repeat-felony offenders, commonly known as "career criminals." In response, the State created the Career Criminal Prosecution Unit, which it has funded annually. Money spent on this unit is an efficient use of resources, in terms of providing citizens with swift and effective justice, and reducing heavy caseloads and long court delays. With your support, these deputy prosecuting attorneys will have the tools necessary to protect the public from career criminals.

For all of the foregoing reasons, the Honolulu Prosecuting Attorney supports the passage of S.B. 26, which will provide the funding needed to maximize service to the community in Hawai'i County, in the area of Career Criminal Prosecution. Thank you for the opportunity to testify on this matter.

**MITCHELL D. ROTH**  
PROSECUTING ATTORNEY

**DALE A. ROSS**  
FIRST DEPUTY  
PROSECUTING ATTORNEY



655 KĪLAUEA AVENUE  
HILO, HAWAII 96720  
PH: (808) 961-0466  
FAX: (808) 961-8908  
(808) 934-3403  
(808) 934-3503

WEST HAWAII UNIT  
81-980 HALEKI'I ST, SUITE 150  
KEALAKEKUA, HAWAII 96750  
PH: (808) 322-2552  
FAX: (808) 322-6584

## **OFFICE OF THE PROSECUTING ATTORNEY**

### TESTIMONY IN SUPPORT OF SENATE BILL 26

#### A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF THE PROSECUTING ATTORNEY, COUNTY OF HAWAII.

#### COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Senator Clarence K. Nishihara, Chair  
Senator Glenn Wakai, Vice Chair

#### COMMITTEE ON JUDICIARY AND LABOR

Senator Gilbert S.C. Keith-Agaran, Chair  
Senator Karl Rhoads, Vice Chair

Tuesday, February 14, 2017, 8:30 A.M.  
State Capitol, Conference Room 016

Honorable Chairs Baker and Keith-Agaran, Honorable Vice Chairs Nishihara and Rhoads, and Members of the Committee on Commerce, Consumer Protection, and Health and the Committee on Judiciary and Labor, the Office of the Prosecuting Attorney, County of Hawai'i submits the following testimony in support of Senate Bill No. 26.

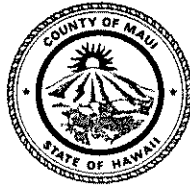
This measure makes an appropriation to the Office of the Prosecuting Attorney, County of Hawaii for the Career Criminal Prosecution Unit (CCP), including the hiring of necessary staff.

The CCP program was created because a disproportionate amount of serious crimes are committed against the public by a relatively small number of multiple and repeat-felony offenders, commonly known as "career criminals." Money spent on this unit is an efficient use of resources, in terms of providing citizens with swift and effective justice, and by reducing heavy caseloads and long court delays.

State law mandates that certain qualifying defendants be prosecuted under the CCP program (HRS Chapter 845). In order to avoid the unfunded mandate prohibition provided by the Hawai'i State Constitution, it was the practice for the State to provide funding for these services. Having this funding will enable, equip and enhance staff with the necessary tools and skills needed to effectively deal with complex situations of CCP.

The Office of the Prosecuting Attorney, County of Hawai‘i supports the passage of Senate Bill No. 26. Thank you for the opportunity to testify on this matter.

ALAN M. ARAKAWA  
Mayor



JOHN D. KIM  
Prosecuting Attorney  
ROBERT D. RIVERA  
First Deputy Prosecuting Attorney

DEPARTMENT OF THE PROSECUTING ATTORNEY  
COUNTY OF MAUI  
150 S. HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
PHONE (808) 270-7777 • FAX (808) 270-7625

CONTACT: RICHARD K. MINATOYA  
Deputy Prosecuting Attorney  
Supervisor - Appellate, Asset Forfeiture and Administrative Services Division

TESTIMONY  
ON  
SB 26 - MAKING AN APPROPRIATION TO THE  
OFFICE OF THE PROSECUTING ATTORNEY, COUNTY OF HAWAII

February 14, 2017

The Honorable Clarence K. Nishihara  
Chair  
The Honorable Glenn Wakai  
Vice Chair  
and Members  
Senate Committee on Public Safety, Intergovernmental and Military Affairs

The Honorable Gilbert S.C. Keith-Agaran  
Chair  
The Honorable Karl Rhoads  
Vice Chair  
and Members  
Senate Committee on Judiciary and Labor

Chair Nishihara, Vice Chair Wakai, Chair Keith-Agaran, Vice Chair Rhoads and Members of the Committees:

The Department of the Prosecuting Attorney, County of Maui strongly supports SB 26. The purpose of this measure is to make an appropriation of \$ 200,000 to the Office of the Prosecuting Attorney, County of Hawaii, for the Career Criminal Prosecution (CCP) Unit.

The CCP program was mandated to the counties with the enactment of Chapter 845, Hawaii Revised Statutes, back in 1979. The CCP program was created because the Legislature

found that “a substantial and disproportionate amount of serious crime is committed against the people by a relatively small number of multiple and repeat felony offenders.” Further, the Legislature “intends to support increased efforts by prosecuting attorneys’ offices to prosecute career criminals through organizational and operational techniques that have been proven effective in selected counties in other states.”

In order to avoid the unfunded mandate prohibition under the Constitution of the State of Hawaii, it has long been the practice of the Legislature to provide funding for the CCP program. This bill will address the issue of shrinking funding from the State, while personnel expenses have increased. As with all counties, experienced deputy prosecutors and staff are assigned to the CCP program because of the serious nature of the offenses.

Accordingly, the Department of the Prosecuting Attorney, County of Maui, requests that this measure be PASSED.

Thank you very much for the opportunity to testify.

**Justin F. Kollar**  
Prosecuting Attorney

**Jennifer S. Winn**  
First Deputy

**Amu I. Reali** First Deputy



**Rebecca Vogt Like**  
Second Deputy

**Diana Gausepohl-White**  
Victim/Witness Program Director

**OFFICE OF THE PROSECUTING ATTORNEY**

**County of Kaua'i, State of Hawai'i**

3990 Ka'ana Street, Suite 210, Lihu'e, Hawai'i 96766  
808-241-1888 ~ FAX 808-241-1758  
Victim/Witness Program 808-241-1898 or 800-668-5734

---

**TESTIMONY IN SUPPORT OF SENATE BILL 26**

**A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE  
OFFICE OF THE PROSECUTING ATTORNEY, COUNTY OF HAWAII.**

**COMMITTEE ON PUBLIC SAFETY  
INTERGOVERNMENTAL, AND MILITARY AFFAIRS  
Sen. Clarence K. Nishihara, Chair  
Sen. Glenn Wakai, Vice Chair**

**COMMITTEE ON JUDICIARY AND LABOR  
Senator Gilbert S.C. Keith-Agaran, Chair  
Senator Karl Rhoads, Vice Chair**

**Tuesday, February 14, 2017, 8:30 A.M.  
State Capitol, Conference Room 016**

Honorable Chairs Baker and Keith-Agaran, Honorable Vice Chairs Nishihara and Rhoads, and Members of the Committee on Commerce, Consumer Protection, and Health and the Committee on Judiciary and Labor, the Office of the Prosecuting Attorney, County of Kaua'i submits the following testimony in support of Senate Bill No. 26.

This measure makes an appropriation to the Office of the Prosecuting Attorney, County of Hawaii for the Career Criminal Prosecution Unit (CCP), including the hiring of necessary staff.

The CCP program was created because a disproportionate amount of serious crimes are committed against the public by a relatively small number of multiple and repeat-felony offenders, commonly known as "career criminals." Money spent on this unit is an efficient use of resources, in terms of providing citizens with swift and effective justice, and by reducing heavy caseloads and long court delays.

*An Equal Opportunity Employer*

State law mandates that certain qualifying defendants be prosecuted under the CCP program (HRS Chapter 845). In order to avoid the unfunded mandate prohibition provided by the Hawai'i State Constitution, it was the practice for the State to provide funding for these services. Having this funding will enable, equip and enhance staff with the necessary tools and skills needed to effectively deal with complex situations of CCP.

The Office of the Prosecuting Attorney, County of Kaua'i supports the passage of Senate Bill No. 26. Thank you for the opportunity to testify on this matter.

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, February 11, 2017 3:48 PM  
**To:** PSMTestimony  
**Cc:** victor.ramos@mpd.net  
**Subject:** \*Submitted testimony for SB26 on Feb 14, 2017 08:30AM\*

**SB26**

Submitted on: 2/11/2017

Testimony for PSM/JDL on Feb 14, 2017 08:30AM in Conference Room 016

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Victor K. Ramos	Individual	Support	No

Comments:

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](mailto:webmaster@capitol.hawaii.gov)