STAND. COM. REP. NO. 067-18

Honolulu, Hawaii

March 2

, 2018

RE: H.B. No. 1849

H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1849, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require police departments to disclose to the Legislature the identity of a police officer upon the officer's discharge or second suspension in a five-year period; and
- (2) Allow disclosure under the Uniform Information Practices Act (UIPA) of employment misconduct information that results in a county police officer's second suspension in a five-year period.

The Office of Information Practices testified in support of this measure. The Civil Beat Law Center for the Public Interest (Law Center) testified in opposition. The American Civil Liberties Union of Hawai'i and Society of Professional Journalists Hawaii Chapter provided comments.

Your Committee has amended this measure by:

- (1) Amending the purpose section to more accurately reflect the purpose; and
- (2) Clarifying that disclosure to the Legislature and under UIPA applies to any subsequent suspension in a five-year period.

Your Committee notes that although it disagrees with the Law Center about the level of access to information that this measure will provide to the public, your Committee is willing to work with the Law Center to achieve a reasonable compromise.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1849, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1849, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary,



## State of Hawaii House of Representatives #\$272 1067-18 The Twenty-ninth Legislature

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.: HB 1849 HD1	Committee Referral:	Date: 02/22/2	12/22/2018	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WI	R) Nays	Excused
1. NISHIMOTO, Scott Y. (C)				
2. SAN BUENAVENTURA, Joy A.	(VC)	EST ALL		
2 PROWER To				
3. BROWER, Tom				
4. LEE, Chris		se <u>, sul turileum t</u>		
4. Elli, Ciris				
5. MORIKAWA, Dee			Consideration of the control of the	
		er en sala en 19 25.6 Novoe		
6. TAKAYAMA, Gregg		And the Manhage of the State of		
7. McDERMOTT, Bob				
8. THIELEN, Cynthia				
TOTAL (8)				
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				