

STAND. COM. REP. NO.

3122

Honolulu, Hawaii

MAR 23 2018

RE: H.B. No. 1849
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Labor, to which was referred H.B. No. 1849, H.D. 2, entitled:

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

beg leave to report as follows:

The purpose and intent 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 or subsequent 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 or subsequent suspension in a five-year period.

Your Committees received testimony in support of this measure from the Office of Information Practices, League of Women Voters Hawaii, Society of Professional Journalists Hawaii Chapter, Young Progressives Demanding Action, and three individuals. Your Committees received testimony in opposition to this measure from the Maui Police Department and The Civil Beat Law Center for the Public Interest.



Your Committees find that disclosing the identities of police officers who are suspended or discharged serves the public interest. Transparency and accountability of police officers are of great importance in maintaining the public's confidence in law enforcement, and a healthy relationship between police and the public is essential for maintaining the health, safety, and welfare of the public. However, your Committees acknowledge testimony indicating that the measure's existing proposals would not adequately effectuate the intent of the measure. Therefore, your Committees find that in order to establish meaningful transparency and accountability of police officers, the chief of police of each county should be required to disclose to the Legislature the identity of a police officer upon the officer's suspension or discharge and that disclosure under the UIPA of employment misconduct information that results in any county police officer's suspension should be allowed.

Your Committees have amended this measure by:

- (1) Requiring the chief of each county police department to disclose to the Legislature the identity of a police officer upon the officer's suspension or discharge; and
- (2) Allowing disclosure under the UIPA of employment misconduct information that results in a county police officer's suspension.

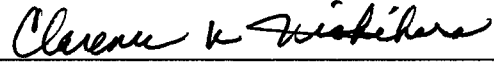
As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Labor that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1849, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1849, H.D. 2, S.D. 1, and be referred to your Committee on Judiciary.



Respectfully submitted on
behalf of the members of the
Committees on Public Safety,
Intergovernmental, and Military
Affairs and Labor,



JILL N. TOKUDA, Chair



CLARENCE K. NISHIHARA, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental, and Military Affairs
PSM

Bill / Resolution No.:* HB 1849, HD 2	Committee Referral: PSM/LBR, JDC	Date: 3/15/18
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
IHARA, Jr., Les	✓			
THIELEN, Laura H.	✓			
TOTAL	5	0	0	0

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: 

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*Only one measure per Record of Votes

