

Honolulu, Hawaii

MAR 27 2018

RE: S.C.R. No. 40  
S.D. 1

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

Sir:

Your Committee on Public Safety, Intergovernmental, and  
Military Affairs, to which was referred S.C.R. No. 40 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII  
DEPARTMENT OF DEFENSE TO CONVENE AN EMERGENCY MANAGEMENT  
AGENCY REVIEW TASK FORCE,"

begs leave to report as follows:

The purpose and intent of this measure is to request the  
state Department of Defense to convene an emergency management  
agency review task force to:

- (1) Review the Hawaii Emergency Management Agency's  
operations with respect to notifying the public of  
imminent ballistic missile attacks;
- (2) Consider whether the Hawaii Emergency Management Agency  
should be the entity that notifies the public of  
imminent ballistic missile attacks; and
- (3) Evaluate whether the Hawaii Emergency Management Agency  
is capable of notifying the public of imminent ballistic  
missile attacks.

Your Committee received testimony in support of this measure  
from the Hawaii Emergency Management Agency, Disability and  
Communication Access Board, O'ahu County Committee on Legislative



Priorities of the Democratic Party of Hawai'i, and one individual. Your Committee received comments on this measure from the State Emergency Communications Committee and Hawaii Association of Broadcasters, Inc.

Your Committee finds that on January 13, 2018, the Hawaii Emergency Management Agency issued a ballistic missile alert that incorrectly informed mobile phone users across the State that Hawaii was under a missile attack. Although officials in the Hawaii Emergency Management Agency and other governmental agencies almost immediately knew that the alert was false, mobile users were not informed the alert was false until approximately forty minutes after the ballistic missile alert was broadcasted.

Your Committee further finds that on January 30, 2018, the Governor and Adjutant General released the results of an internal investigative memorandum regarding the false ballistic missile alert. The memorandum stated that various factors, such as insufficient management controls and poor computer software design, contributed to the dissemination of the false ballistic missile alert and delay in the dissemination of the correction message. Your Committee finds that the false alert provides an opportunity to evaluate existing procedures and protocols and identify solutions.

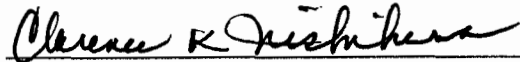
Your Committee has amended this measure by:

- (1) Adding the Executive Director of the Disability and Communication Access Board, or the Executive Director's designee, as a member of the emergency management agency review task force;
- (2) Adding the Chair of the State Emergency Communications Committee, or the Chair's designee, as a member of the emergency management agency review task force;
- (3) Adding the President of The Hawaii Association of Broadcasters, Inc., or the President's designee, as a member of the emergency management agency review task force; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.



As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental, and Military Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 40, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 40, S.D. 1.

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



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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.:*<br><b>SCR 40</b> | Committee Referral:<br><b>PSM</b> | Date:<br><b>3/8/18</b> |
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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.          | ✓        |          |          |          |
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| <b>TOTAL</b>               | <b>4</b> | <b>0</b> | <b>0</b> | <b>1</b> |

Recommendation:    
 Adopted    
 Not Adopted

Chair's or Designee's Signature: 

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**\*Only one measure per Record of Votes**