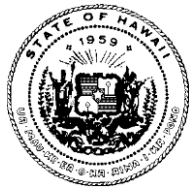


DAVID Y. IGE
GOVERNOR



RECEIVED
Date & Time
Feb 07, 2018, 12:37 pm

PAKJ BHANOT
DIRECTOR

CATHY BETTS
DEPUTY DIRECTOR

STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
P. O. Box 339
Honolulu, Hawaii 96809-0339

February 7, 2018

TO: The Honorable Representative Matthew S. LoPresti, Chair
House Committee on Veterans, Military, & International Affairs, & Culture and
the Arts

The Honorable Representative Gregg Takayama
Committee on Public Safety

FROM: Pankaj Bhanot, Director

SUBJECT: **HB 2091 – RELATING TO HOMELAND SECURITY**

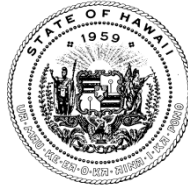
Hearing: Thursday, February 8, 2018, 9:00 a.m.
Conference Room 312, State Capitol

DEPARTMENT'S POSITION: The Department of Human Services (DHS) supports this measure.

PURPOSE: The purpose of the bill is to add the Fusion Center as a program under the existing Office of Homeland Security and establish the position of director of the fusion center who shall be responsible to the director of homeland security and accountable to manage the day-to-day operations of the fusion center.

The Fusion Center is a significant resource to the State of Hawaii and serves as an important center for Federal, State, County agencies, and private entities to come together and receive the most up to date information on security and other issues that may impact the residents of the State. DHS is a State partner agency and has received assistance and information through Fusion Center partners on issues that range from homelessness, coordinated response to sex trafficking, the REAL ID Act, and vital information from the Centers for Disease Control and Prevention.

Thank you for the opportunity to testify on this bill.
AN EQUAL OPPORTUNITY AGENCY



Testimony of:
JADE T. BUTAY
INTERIM DIRECTOR

Deputy Directors
ROY CATALANI
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

IN REPLY REFER TO:

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

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Date & Time
Feb 06, 2018, 12:47 pm

February 8, 2018
9:00 a.m.
State Capitol, Room 312

H.B. No. 2091
RELATING TO HOMELAND SECURITY

House Committee on Veterans, Military & International Affairs & Culture and the Arts
House Committee on Public Safety

The Department of Transportation (DOT) **supports** H.B. No. 2091 relating to inclusion of the Hawaii Fusion Center, under the Hawaii Department of Homeland Security. The vision of the fusion center is to share information to ensure law enforcement and security partners are equipped with the necessary tools to keep Hawaii and the Nation safe, secure and resilient.

The overall goal of the DOT is to facilitate the rapid, safe, and economical movement of people, goods and mail into, within, and out of the State by providing and operating transportation facilities and supporting services.

The DOT currently has three (3) Divisions: Airports, Harbors, and Highways. DOT provides, operates, and maintains 11 commercial service airports, 4 general aviation airports, 10 commercial harbors, and more than 2,500 miles of highway.

The three (3) transportation divisions are regulated by various federal agencies to ensure compliance with environmental, health, safety, law enforcement, and security requirements.

Current events such as terrorism, active shooter, insider threat, human smuggling, and trespassing impact our three transportation divisions. By this bill, the DOT will be able to receive timely information, both classified and unclassified, from the Hawaii Fusion Center to allow its new Office of Security and Law Enforcement to prepare for and respond to any threat to our transportation sectors, which are considered critical infrastructures.

Thank you for the opportunity to provide testimony.



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Date & Time
Feb 06, 2018, 9:19 am

DAVID Y. IGE
GOVERNOR

LUIS P. SALAVERIA
DIRECTOR

MARY ALICE EVANS
DEPUTY DIRECTOR

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

No. 1 Capitol District Building, 250 South Hotel Street, 5th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804
Web site: www.hawaii.gov/dbedt

Telephone: (808) 586-2355
Fax: (808) 586-2377

Statement of
LUIS P. SALAVERIA
Director
Department of Business, Economic Development and Tourism
before the
**HOUSE COMMITTEE ON VETERANS, MILITARY, & INTERNATIONAL AFFAIRS, &
CULTURE AND THE ARTS**
AND
HOUSE COMMITTEE ON PUBLIC SAFETY
Thursday, February 8, 2018
9:00 A.M.
State Capitol, Conference Room 312

in consideration of
HB2091
RELATING TO HOMELAND SECURITY

Chairs LoPresti and Takayama, Vice Chairs Fukumoto and Gates, and Members of the Committees.

The Department of Business, Economic Development, and Tourism (DBEDT) **supports HB2091**, which establishes the Hawaii State Fusion Center as a program under the Office of Homeland Security and establishes the position of Hawaii State Fusion Center Director who shall be state-funded, responsible to the Director of Homeland Security, and accountable to manage the operations of the Center.

The State Homeland Security statutes (Chapter 128A, Hawaii Revised Statutes), were enacted to provide a homeland security law to provide for all homeland security functions of the State and its counties. It is intended to ensure that the State will be adequately prepared to deal with terrorist attacks; preserve the lives and property of the people of the State; and to protect the public peace, health, and safety.

The Hawaii State Fusion Center supports these objectives by being the focal point for sharing local, national, and international information and context with the national level intelligence community. It also supports collaboration among all levels of government on threat-related information in coordination with multi-disciplinary partners. These functions and roles are critical to the State. We defer to the Department of Budget and Finance on the impact on the State budget from this bill.

Thank you for the opportunity to provide DBEDT's comments on HB2091.

BOARD OF WATER SUPPLY

CITY AND COUNTY OF HONOLULU
630 SOUTH BERETANIA STREET
HONOLULU, HI 96843
www.boardofwatersupply.com



February 8, 2018

KIRK CALDWELL, MAYOR

BRYAN P. ANDAYA, Chair
KAPUA SPROAT, Vice Chair
DAVID C. HULIHEE
KAY C. MATSUI
RAY C. SOON

ROSS S. SASAMURA, Ex-Officio
JADE T. BUTAY, Ex-Officio

ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer

ELLEN E. KITAMURA, P.E.
Deputy Manager and Chief Engineer *ek*

The Honorable Matthew S. LoPresti, Chair
and Members
Committee on Veterans, Military, and International Affairs,
Culture and the Arts
Hawaii State Capitol, Room 312
Honolulu, Hawaii 96813

The Honorable Gregg Takayama, Chair
and Members
Committee on Public Safety
Hawaii State Capitol, Room 312
Honolulu, Hawaii 96813

Dear Chair LoPresti, Chair Takayama and Members:

Subject: House Bill 2091 Relating to Homeland Security

The Board of Water Supply (BWS) strongly supports House Bill (HB) 2091. As a water utility serving almost one million residents and visitors, the BWS is designated as part of Hawaii's critical infrastructure by the Department Homeland Security. The BWS recognizes potential terrorist threats may significantly impact the health, safety and livelihood of every resident and visitor on the Island of Oahu.

Safeguarding our operation from these potential threats is the reason the BWS has become a partner of the Hawaii State Fusion Center (HSFC) under the direction of the Hawaii Department of Defense, through the signing of a Memorandum of Understanding in June 2016.

With the current and actionable threat intelligence, coordinated and timely information dissemination, access to critical information sharing amongst Federal, State, County agencies and public-private entities is a critical component of our situational and operational programs for protecting against cyber and physical attacks. HB 2091 provides the mechanism to provide the necessary staffing for the HSFC to become operational and to meet its intended mission.

Should the HSFC, its Center Director, no longer be in existence, the BWS would lose a valued partner and ally in its mission to provide safe, dependable and affordable water now and into the future.

Thank you for the opportunity to testify.

Very truly yours,


ERNEST Y. W. LAU, P.E.
Manager and Chief Engineer

RECEIVED
Date & Time
Feb 06, 2018, 3:08 pm

**Testimony Before the House Committees on
Veterans, Military, International Affairs, and Culture and the Arts
and Public Safety**

**By BRYAN TEPPER
Manager, Information Assurance Department
Hawaiian Electric Company**

**Thursday, February 8, 2018
9:55AM, Conference Room 312**

**HOUSE BILL 2091
RELATING TO HOMELAND SECURITY**

Chairs LoPresti and Takayama, Vice Chairs Fukumoto and Gates, and Members of the Committees:

My name is Bryan Tepper and I am testifying on behalf of the Hawaiian Electric Company Inc., and its subsidiaries Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. (hereinafter collectively referred to as “Hawaiian Electric”).

House Bill 2091 proposes to establish the Hawaii State Fusion Center (HSFC) as a program in the Office of Homeland Security and establishes the position of Hawaii State Fusion Center Director who shall be state-funded, responsible to the Director of Homeland Security, and accountable to manage the operations of the Center. **Hawaiian Electric supports this measure.**

Hawaiian Electric is a Hawaii State Fusion Center Energy Sector partner. We are an active member that utilizes the resources of the HSFC for identification and analysis of threats to the energy infrastructure. The partnership between Hawaiian Electric and the Hawaii State Fusion Center provides essential information that Hawaiian Electric employs in its remediation of vulnerabilities to protect the critical infrastructure and customer and employee personal information.

Hawaiian Electric believes the Hawaii State Fusion Center plays an essential role in the protection of the State of Hawaii, its people, property and critical infrastructure. Officially establishing the Hawaii State Fusion Center in statute recognizes the importance of this organization, and provides necessary continuity for its operations.

Thank you for the opportunity to testify on this measure.



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Date & Time
Feb 06, 2018, 9:21 am

**TESTIMONY OF TINA YAMAKI
PRESIDENT
RETAIL MERCHANTS OF HAWAII
February 8, 2018**

Re: HB 2091 RELATING TO HOMELAND SECURITY

Good afternoon Chairperson LoPresti and Chairperson Takayama and members of the Senate Committees on Veterans, Military & International Affairs and Culture and the Arts and the Senate Committee on Public Safety. I am Tina Yamaki, President of the Retail Merchants of Hawaii and I appreciate this opportunity to testify.

The Retail Merchants of Hawaii (RMH) is a statewide not-for-profit trade organization committed to supporting the retail industry and business in general in Hawaii. The retail industry is one of the largest employers in the state, employing 25% of the labor force.

The Retail Merchants of Hawaii **STRONGLY SUPPORTS** HB 2091 Relating to Homeland Security. For many years, the Retail Merchant of Hawaii have been working in partnership with the Hawaii State Fusion Center. They are very influential in formulating partnerships between not only federal, state and county government agencies, but with business community partners like us that share information to combat problems and issues facing not only our industry but our community and government as well.

As property crimes continue to plague retailers, the Hawaii State Fusion Center has been instrumental in establishing the Hawaii Organized Retail Crime Alliance (HIORCA) website that is open only to law enforcement and retail investigators in an effort to share cross jurisdictional information to identify, disrupt, and apprehend Organized Retail Crime (ORC) crews. HIORCA operates like a business "crime watch" that allows law enforcement and retailers to communicate on a real time basis through alerts about criminal activity and incidents impacting their business or geographic area, in an effort to prevent other retail partners from being victimized.

The information that we receive from the Hawaii State Fusion Center is invaluable through their dissemination of information on leads, tips, trends, suspicious activities and more. It is only by continuing to work in partnership that we can maintain a Hawaii that is not only safe to visit but to live and work as well.

Mahalo for this opportunity to testify.

Aloha Representatives LoPresti, Fukumoto, Takayama, and Asuege Gates,

I would like to submit testimony in **SUPPORT** of H.B. 2091 Relating to Homeland Security and the establishment of the Hawaii State Fusion Center (HSFC) as a program under the Office of Homeland Security and establish the position of Hawaii State Fusion Center Director who shall be state-funded, responsible to the Director of Homeland Security, and accountable to manage the operations of the HSFC.

We live in a dangerous world, the threats facing our nation and our State of Hawaii are evolving from threats that once originated from outside our borders and islands to one that increasingly come from within our own communities. The country's and state's homeland-security and public-safety leaders know that it is likely that an alert police officer, firefighter or concerned citizen will be the first to see and report a suspicious activity - "If You See Something, Say Something".

Increasingly state and major urban area fusion centers play a critical role in developing the partnerships among homeland-security and public-safety agencies, and are the focal point for the receipt, analysis, gathering and sharing of threat-related information. "Fusion centers have the unique capability to gather and receive information shared by the federal government and various stakeholders within their areas of responsibility. Further, fusion centers also have access to suspicious activity reporting (SAR) information identified within their communities." (Bart R. Johnson former principal deputy undersecretary for intelligence and analysis with the U.S. Department of Homeland Security).

We need the HSFC to share information with our national, local, state, regional, military, industry, business and educational partners in Hawaii as appropriate, in order to provide assistance to our homeland-security and public-safety partners at all levels of government to identify and address emerging threats.

The HSFC is needed to unify and coordinate support amongst multiple agency partners — who are committed to providing effective, efficient, and coordinated support to each other. The HSFC helps all the partners by developing actionable intelligence, disseminating relevant information to homeland-security, public-safety, fire-service, business, industry and educational partners and participating in the nationwide SAR initiatives.

The HSFC is needed for the safety and security of Hawaii.

I encourage you to codify the Hawaii State Fusion Center through H.B. 2091 as a program under the Office of Homeland Security and establish the position of Hawaii State Fusion Center Director who shall be state-funded, responsible to the Director of Homeland Security, and accountable to manage the operations of the HSFC.

Thank you for the opportunity to testify.

Sincerely,

Robert H-H Harter

Emergency Management Professional

Kaneohe, Hawaii

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Date & Time
Feb 06, 2018, 9:20 am

HB-2091

Submitted on: 2/5/2018 5:25:47 PM

Testimony for VMI on 2/8/2018 9:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Russell Seeney		Support	No

Comments:

Aloha,

I would like to submit testimony in favor of funding for the Hawaii State Fusion Center (HSFC). The HSFC provides a valuable function of receiving, screening, consolidating and rebroadcasting alerts from a number of agencies and other organizations either related to cyber issues or law enforcement and events. They send these alerts out to their HSFC partners in order to increase collaboration between organizations.

Russell Seeney

InfraGard Hawaii Members Alliance.

LATE

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Date & Time
Feb 08, 2018, 9:04 am

HB-2091

Submitted on: 2/8/2018 8:49:19 AM

Testimony for VMI on 2/8/2018 9:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nathan Yuen		Support	No

Comments:

I strongly oppose HB2091 which sets up a Fusion Center in Hawaii -- a federal program under the Office of Homeland Security.

While there are no doubt benefits to improved coordination between federal, state, and county agencies in civil defense matters there is a big downside to fusion centers.

The fusion centers were part of large-scale surveillance of peaceful activists during the Occupy Movement. The FBI and the Department of Homeland Security are treating peaceful protestors as potential criminal and terrorist activity. Documents obtained under the Freedom of Information Act show these federal agencies functioned as a de facto intelligence arm of Wall Street and Corporate America. And this was during the previous federal administration.

The current federal administration uses the Department of Homeland Security to further its fascist and totalitarian agenda. There is no telling what this administration will have fusion centers do. I strongly object to the creation of a fusion center in Hawaii. Please do not pass this bill from your committee. Thank you for this opportunity to testify on this important matter.

LATE

**RECEIVED
Date & Time**

Feb 07, 2018, 4:19 pm

HB-2091

Submitted on: 2/7/2018 4:05:43 PM

Testimony for VMI on 2/8/2018 9:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Rachel L. Kailianu	Ho`omana Pono, LLC	Support	Yes

Comments: