

DAVID Y. IGE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

NOLAN P. ESPINDA
DIRECTOR

Cathy Ross
Deputy Director
Administration

Jodie F. Maesaka-Hirata
Deputy Director
Corrections

Renee R. Sonobe Hong
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON HOUSE BILL 2383, HOUSE DRAFT 1
RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS

by

Nolan P. Espinda, Director
Department of Public Safety

House Committee on Finance
Representative Sylvia Luke, Chair
Representative Ty J.K. Cullen, Vice Chair

Thursday, February 22, 2018; 1:30 p.m.
State Capitol, Conference Room 308

Chair Luke, Vice Chair Cullen, and Members of the Committee:

The Department of Public Safety (PSD) **supports** House Bill (HB) 2383, House Draft (HD) 1, which proposes to statutorily authorize what is commonly known as “special duty” services, wherein deputy sheriffs serve the community by providing off-duty law enforcement services for monetary compensation to persons, organizations, and government entities other than the State Department of Public Safety. HB 2383, HD 1 further proposes that PSD maintain, and revise, when necessary, its policies and procedures governing the processing of special duty requests and establish a compensation schedule for law enforcement services provided by deputy sheriffs performing special duty work.

The department now comes before the Legislature to request the statutory authority to continue the off-duty law enforcement services we have provided to the community in a wide variety of areas. For example, deputy sheriffs routinely provide security presence for the primary and general elections at the State Capitol; the State Department of Tax and Labor Relations building during business hours; after-hours construction projects at state buildings; collegiate and high school sporting

and extra-curricular events at the University of Hawaii, Aloha Stadium, Department of Education schools; daily security presence and traffic control at private schools such as Punahou School and Maryknoll School; as well as privately sponsored events enjoyed by the public such as the Sony Open, marathons, and privately held events at the Okinawan Center, Bishop Museum, YMCA, Dole Cannery, and churches, to name a few.

State agencies as well as many of the State of Hawaii's communities and organizations avail themselves of these services. PSD has updated and revised our policies and procedures governing the special duty program, and it is currently pending consult with the union. The department also submitted a report to the Legislature pursuant to Act 75, Session Laws of Hawaii 2017, which documents special duty work performed between July 1, 2016 and December 31, 2017. PSD now requests the statutory authority to continue the service to the community which we have routinely provided for years.

Thank you for the opportunity to present this testimony.

DAVID Y. IGE
GOVERNOR

DOUGLAS S. CHIN
LIEUTENANT GOVERNOR



LINDA CHU TAKAYAMA
DIRECTOR

DAMIEN A. ELEFANTE
DEPUTY DIRECTOR

STATE OF HAWAII
DEPARTMENT OF TAXATION
830 PUNCHBOWL STREET, ROOM 221
HONOLULU, HAWAII 96813
<http://tax.hawaii.gov/>
Phone: (808) 587-1540 / Fax: (808) 587-1560
Email: Tax.Directors.Office@hawaii.gov

To: The Honorable Sylvia Luke, Chair
and Members of the House Committee on Finance

Date: Thursday, February 22, 2018
Time: 1:30 P.M.
Place: Conference Room 308, State Capitol

From: Linda Chu Takayama, Director
Department of Taxation

Re: H.B. 2383, H.D. 1, Relating to Special Duty for Deputy Sheriffs.

The Department of Taxation strongly supports H.B. 2383, H.D. 1, an Administration measure, and provides the following comments your consideration.

H.B. 2383, H.D. 1, requires the Department of Public Safety to develop policy and procedures to govern the processing of requests for “special duty” service performed by deputy sheriffs. Deputy Sheriffs perform “special duty” service by providing off-duty law enforcement services for monetary compensation to persons, organizations, and government entities other than the Department of Public Safety. H.B. 2383, H.D. 1 has a defective effective date of January 1, 2050.

Deputy Sheriffs continue to provide “special duty” service at the Princess Ruth Keelikolani Building where the main Department of Taxation office is located. Special duty Deputy Sheriffs provide a necessary law enforcement presence and ensure the safety of everyone at our Department. The development of policy and procedures for the processing these requests is very important to the Department as additional “special duty” services may be requested in the future.

Thank you for the opportunity to provide comments.

DAVID Y. IGE
GOVERNOR

RODERICK K. BECKER
COMPTROLLER



An Agency of the State of Hawaii

ROSS I. YAMASAKI
CHAIRMAN, STADIUM AUTHORITY

SCOTT L. CHAN
MANAGER

RYAN G. ANDREWS
DEPUTY MANAGER

TESTIMONY
OF
SCOTT L. CHAN
STADIUM MANAGER,
STADIUM AUTHORITY
TO THE
HOUSE COMMITTEE
ON
FINANCE

February 22, 2018

H.B. 2383, HD1

RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS

Chair Luke, Vice Chair Cullen, and members of the Committee, thank you for the opportunity to submit testimony in support of the provision of “special duty” law enforcement services as proposed in H.B. 2383, HD1.

The Stadium Authority (Authority) prioritizes guests’ safety as paramount in all of its events held at the Aloha Stadium. In order to ensure an optimum level of safety and security is achieved, the Authority periodically procures the services of special duty law enforcement officers to provide this service.

Deputy Sheriffs that are provided to the Authority through the Department of Public Safety (DPS) have been instrumental in supporting and/or supplementing the Authority’s need to provide law enforcement presence at its events. Over the past two decades, the Authority has worked in conjunction with DPS in various capacities to meet this need.

In addition to providing a law enforcement presence, it is our understanding that the establishment of a compensation structure will help to ensure consistency in the application of compensation rates that will allow the Stadium Authority to more accurately communicate this law enforcement cost to its Licensees who may require “special duty” sheriff services for its event. The Stadium Authority respects and appreciates the Legislature’s intent and effort to systematize and provide uniformity in application and compensation of this law enforcement service.

Thank you for the opportunity to provide testimony on HB 2383, HD1.



UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Testimony Presented Before the
House Committee on Finance
February 22, 2018 at 1:30 p.m.

by

Carrie Okinaga, Vice President for Legal Affairs
University of Hawai'i System

HB 2383 HD1 – RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS

Chair Luke, Vice Chair Cullen, and Members of the Committee:

Thank you for the opportunity to present testimony in support of HB 2383 HD1, Relating to Special Duty for Deputy Sheriffs.

The University of Hawai'i ("University") supports HB 2383 HD1 which proposes to statutorily authorize what is commonly known as "special duty" service, wherein deputy sheriffs serve the community by providing off-duty law enforcement services for monetary compensation to persons, organizations, and government entities other than the State Department of Public Safety.

Deputy sheriffs have provided this service for the last few years at Les Murakami Stadium. Special duty deputy sheriffs provide a necessary law enforcement presence and ensure the safety of everyone at the stadium. The deputy sheriffs have replaced the presence of county police officers at these events. Deputy sheriffs have also provided valuable special duty services at large events on the University's Mānoa campus.

Based on the foregoing, the University supports HB 2383 HD1.



HAWAII GOVERNMENT EMPLOYEES ASSOCIATION
AFSCME Local 152, AFL-CIO

RANDY PERREIRA, Executive Director • Tel: 808.543.0011 • Fax: 808.528.0922

The Twenty-Ninth Legislature, State of Hawaii
House of Representatives
Committee on Finance

Testimony by
Hawaii Government Employees Association

February 22, 2018

H.B. 2383, H.D. 1 – RELATING TO SPECIAL DUTY
FOR DEPUTY SHERIFFS

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supports the purpose and intent of H.B. 2383, H.D. 1, which authorizes special duty services for Deputy Sheriffs and requires the Department of Public Safety to develop a compensation schedule and policies & procedures to govern special duty requests.

Although policies and procedures regarding special duty currently exist, H.B. 2383, H.D. 1 ensures express statutory authorization to govern special duty, granting Deputy Sheriffs the equivalency to that of County Police Officers. This measure ensures consistency, transparency and fairness within the Department and represents active steps in a positive direction. Upon passage, we look forward to working with the Department to implement this measure.

Thank you for the opportunity to testify in support of H.B. 2383, H.D. 1.

Respectfully submitted,

Randy Perreira
Executive Director



**STATE OF HAWAII
OFFICE OF ELECTIONS**

802 LEHUA AVENUE
PEARL CITY, HAWAII 96782
elections.hawaii.gov

SCOTT T. NAGO
CHIEF ELECTION OFFICER

TESTIMONY OF THE
CHIEF ELECTION OFFICER, OFFICE OF ELECTIONS
TO THE HOUSE COMMITTEE ON FINANCE
ON HOUSE BILL NO. 2383 HD 1
RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS

February 22, 2018

Chair Luke and members of the House Committee on Finance, thank you for the opportunity to testify in support of House Bill No. 2383 HD1. The purpose of this bill is to establish statutory authorization of special duty employment, commonly referred to as special duty services, by deputy sheriffs.

The Office of Elections uses the State Capitol as our control and counting centers for primary and general elections, and various state buildings have served as polling places. The deputy sheriffs have provided valuable security services at these locations during the elections. We have benefitted from their assistance for more than 20 years. They have been cooperative in meeting our security requirements and schedule. Deputy sheriffs have ensured that only properly credentialed personnel have access to the control and counting centers. We feel a law enforcement presence is necessary at a location where sensitive election materials are distributed, collected, and processed, thereby maintaining the integrity of the electoral process. Their presence also maintains order and ensures the safety of the more than 600 staff and volunteers working on election day. We look forward to continuing to work with them in future elections.

Thank you for the opportunity to testify in support of House Bill No. 2383 HD 1.

HB-2383-HD-1

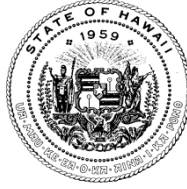
Submitted on: 2/21/2018 12:44:38 PM

Testimony for FIN on 2/22/2018 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Rachel L. Kailianu	Individual	Support	Yes

Comments:

DAVID Y. IGE
GOVERNOR



Testimony for:
JADE T. BUTAY
INTERIM DIRECTOR

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

IN REPLY REFER TO:

LATE

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

February 22, 2018
1:30 p.m.
State Capitol, Room 308

**H.B. 2383, H.D. 1
RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS**

House Committee on Finance

The Department of Transportation (DOT) **supports** H.B. 2383, H.D. 1 relating to special duty for deputy sheriffs and amending and adding to a new section to Chapter 353C, Hawaii Revised Statutes to statutorily authorize special duty employment for deputy sheriffs.

Thank you for the opportunity to provide testimony.



Collection Law Section

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Steven Guttman

Vice Chair:
William J. Plum

Secretary:
Thomas J. Wong

Treasurer:
Arlette S. Harada

Directors:
Ann Correa
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Elizabeth A. Kane
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David B. Rosen
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Yuriko J. Sugimura
Thomas J. Wong
Reginald K.T. Yee

Reply to: **STEVEN GUTTMAN, CHAIR**
220 SOUTH KING STREET SUITE 1900
HONOLULU, HAWAII 96813
TELEPHONE: (808) 536-1900
FAX: (808) 529-7177
E-MAIL: sguttman@kdubm.com

February 21, 2018

Representative Sylvia Luke, Chair
Representative TY J.K. Cullen, Vice Chair
House Finance Committee

Re: HB 2383 Relating to Special Duty for Deputy Sheriffs
Hearing 2/22/18 @ 1:30 p.m.
Testimony in Support

Dear Chair Luke:

This testimony is in support of HB 2383 and is submitted on behalf of the Collection Law Section of the Hawaii Bar Association (“CLS”).¹ HB 2383 would provide statutory authority for certain services provided by deputy sheriffs to the public. In civil matters before the courts in Hawaii, deputy sheriffs are sometimes needed to serve or execute court orders or writs. Further, in certain situations, there is no substitute that a party or attorney can call upon to fill that role. Therefore, special duty is an important service provided to the public by the deputies of the Sheriffs Department.

Thank you.

Respectfully,

William J. Plum
Vice-Chair
Collection Law Section of the HSBA

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¹ *The comments and recommendations submitted reflect the position/viewpoint of the Collection Law Section of the HSBA. The position/viewpoint has not been reviewed or approved by the HSBA Board of Directors, and is not being endorsed by the Hawaii State Bar Association.*