

**PRESENTATION OF THE  
BOARD OF PRIVATE DETECTIVE AND GUARDS**

TO THE SENATE COMMITTEE ON  
PUBLIC SAFETY, INTERGOVERNMENTAL, AND MILITARY AFFAIRS

TWENTY-NINTH LEGISLATURE  
Regular Session of 2018

Thursday, February 1, 2018  
1:35 p.m.

**TESTIMONY ON SENATE BILL NO. 2058, RELATING TO PRIVATE DETECTIVES AND  
GUARDS.**

TO THE HONORABLE CLARENCE K. NISHIHARA, CHAIR, AND MEMBERS OF THE  
COMMITTEE:

My name is Kenneth Chang, and I am the Applications Chairperson of the Board of Private Detective and Guards (“Board”). Thank you for the opportunity to testify on S.B. 2058. The Board appreciates the intent of this measure and offers the following comments.

This measure: (1) proposes to clarify that private detectives and guards are prohibited from self-identifying as law enforcement officers, the police, or police officers; and (2) requires periodic review of any insignia used by private detectives or guards to ensure the insignia does not lead to any confusion by the public as to the legal authority of private detectives and guards.

The Board appreciates the intent of this measure, which further clarifies in Hawaii Revised Statutes (“HRS”) section 463-11 that licensees or registrants are prohibited from identifying as law enforcement officers, the police, or police officers. However, the proposed requirements that the Board review and approve all badges, uniforms, forms of identification, emblems, and other accoutrements to be worn or used by a licensee or his employee, as well as review and approve any subsequent changes, already exist under section 16-97-14 of the Board’s administrative rules. Therefore, the Board respectfully submits these amendments are redundant and unnecessary.

Thank you for the opportunity to testify on S.B. 2058.

**SB-2058**

Submitted on: 1/29/2018 1:35:37 PM

Testimony for PSM on 2/1/2018 1:35:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Stephen Orikasa	Maui Police Department	Support	No

Comments:

THE LIBERTARIAN PARTY OF HAWAII  
TESTIMONY

c/o 1658 Liholiho St #205  
Honolulu, HI 96822

January 30, 2018

RE: SB 2058 to be heard Thursday February 1, in Room 229, at 1:35 PM

To the members of the Senate Committee on Public Safety

We have concerns about the direction of this bill. Preventing individuals from fraudulently implying they are police officers is already addressed in statute. We are concerned about the wording section 463-11 subsection (2). The use of **the word "capable" in this statute may well be unconstitutionally broad and vague**. Who is to say how easily some member of the public may be confused about a uniform? This seems like a receipt for needless litigation.

Aloha



Tracy Ryan  
For Harm Reduction Hawaii

**SB-2058**

Submitted on: 1/30/2018 7:01:42 PM

Testimony for PSM on 2/1/2018 1:35:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Alan Urasaki		Support	No

Comments:

In support of this bill.

Mahalo.