



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-NINTH LEGISLATURE, 2018**

LATE

ON THE FOLLOWING MEASURE:

S.B. NO. 2290, RELATING TO LAW ENFORCEMENT.

BEFORE THE:

SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND
MILITARY AFFAIRS

DATE: Thursday, February 1, 2018 **TIME:** 1:35 p.m.

LOCATION: State Capitol, Room 229

TESTIFIER(S): Russell A. Suzuki, First Deputy Attorney General, or
Lance Goto, Deputy Attorney General.

Chair Nishihara and Members of the Committee:

The Department of the Attorney General ("the Department") submits comments.

The purpose of this bill is to prohibit, except in certain circumstances, state and county law enforcement agencies from assisting or cooperating with federal government efforts to enforce immigration laws.

On page 14, lines 1-6, the bill provides that law enforcement agencies shall not comply with a request from the Immigration and Customs Enforcement agency (ICE) or the Customs and Border Protection agency (CBP) for "non-public" information about an individual. The term "non-public" is not clear and should be defined.

On page 15, lines 15-19, the bill allows a law enforcement agency to disclose information about an individual's arrests or convictions, if otherwise permitted by state law or required pursuant to subpoena or court order. This exception should not be limited to arrest and conviction information, but should apply to any information required to be disclosed.

On page 16, proposed section -6 prohibits law enforcement agencies from providing ICE with access to an individual to interview the individual for purposes of enforcement of immigration law. On page 16, proposed section -7(b) requires law enforcement agencies to provide a copy of an ICE detainer, transfer, notification, interview, or interrogation request to the detained individual named in the request.



There are no exceptions provided for either section, but the exceptions previously provided in proposed section -5(b), on pages 14-15, may be reasonable and appropriate.

The Department appreciates the opportunity to provide comments on this measure.

SB-2290

Submitted on: 1/29/2018 12:01:46 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Victor K. Ramos	Maui Police Department	Oppose	No

Comments:

I urge our Legislature to abstain from meddling in the affairs of law enforcement, be it, County, State or Federal by inserting partisan politics.

The Hawaii Law Enforcement Community should rightfully continue to freely work with our Federal Law Enforcement counterparts in any and all areas.

SB-2290

Submitted on: 1/31/2018 10:20:24 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Richard K. Minatoya	Maui Department of the Prosecuting Attorney	Oppose	No

Comments:

The Department of the Prosecuting Attorney, County of Maui OPPOSES SB 2290, The function of law enforcement is to seek justice by enforcing duly enacted laws. This measure runs counter to that function. The Department requests that this measure be HELD.

Thank you very much for the opportunity to provide this testimony.

SB-2290

Submitted on: 1/29/2018 12:16:42 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Martha Nakajima	ACLU People Power	Support	No

Comments:

The text of SB 2290 describes accurately and in detail the need for this measure and its constitutionality. Maintaining harmony and a spirit of aloha in our diverse and dynamic state is of utmost importance. No one should have to fear cooperating with their local police. Under the 10th Amendment to the US Constitution the federal government will not be allowed to coerce or punish the states or the people for declining to enforce federal immigration law.

SB-2290

Submitted on: 1/31/2018 8:32:46 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
amy agbayani	Filipina Advocacy Network FAN	Support	Yes

Comments:

Testimony in support SB2290 Relating to Law Enforcement and Hoiokipa policy

Testimony submitted by Amy Agbayani, chair

Filipina Advocacy Network (FAN)

3432 B-1 Kalihi St. Honolulu, Hi 96819

I am representing, Filipina Advocacy Network (FAN) in strong support of SB 2290. FAN advocates for equity, diversity and inclusion. We support this law enforcement bill, providing equity and declaring Hawai'i to be a Ho'okipa (Welcoming) State. This bill expresses our shared values and our aspirations. FAN is very concerned that members of the Filipino community, many who are recent immigrants, will face even more barriers to equal and full participation and fair treatment.

In 1906 fifteen males came from the Philippines to Hawai'i to work on the plantations. Since then thousands of Filipinos, their children and grandchildren have become citizens and residents of the state. Filipinos (alone and mixed) are now the second largest ethnic group in the state (after White/Caucasians). Since the 1965 amendments to the US Immigration law, Filipinos continue to be the largest immigrant group arriving in the state annually. One estimate is that 40% of the undocumented people in our state are from the Philippines. Many are in mixed status households (a spouse or a child may be a US citizen or legal resident), most are Catholic and some are Muslims. They are our neighbors, colleagues, students, workers, caregivers and taxpayers.

Immigrants (both documented and undocumented) are "crucial" to the welfare of our nation and our state. The 3/9/17 Star Advertiser article based on the Pew Research Center research states that "America's workforce will only grow over the next two decades if new immigrants arrive to replace retiring baby boomers...Pew projected that the US working-age (25-64) population will grow to 183 million in 2035 from 173 million in 2015, with new immigrants accounting for all the growth...Without them, the number of working-age Americans would drop to 168 million in 2035. As baby-boomers retire,

the number of US born working age adults with US born parents will account for a smaller share of the working-age population: 66 percent in 2035, down from 74 percent in 2015. THE PEW REPORT ECHOES WHAT MANY ECONOMIST HAVE BEEN SAYING: THE U.S. NEEDS IMMIGRANTS TO REPLACE RETIREES, AND AN USUSALLY LARGE SHARE OF WORKING-AGE AMERICANS CHOOSE NOT TO LOOK FOR WORK.”

SB2290 is inclusive and acknowledges that the contributions of immigrants are part of Hawai'i history and future. We should not use state or city resources to help enforce federal laws that are based on hate and discrimination. This bill will keep families together, help our economy and keep us more secure. Please vote for this bill that calls for sensible law enforcement that is fair and welcoming (Ho'okipa) . Maraming salamat.

SB-2290

Submitted on: 1/30/2018 11:36:37 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Rev. Stanley Bain	Hawai'i Coalition for Immigration Reform	Support	No

Comments:

I am in strong support of SB 2290 and commend the persons who created the excellent draft.

The bill clearly emphasizes our unique character as the rainbow state composed of cultures/colors/languages/ and nationalities which comprise the entire human race. May Hawaii do all that is possible to keep it that way in spite of efforts at the federal level to destruct human diversity.

Testimony of Hawaii J-20+
Supporting SB 2990
Senate Committee on Public Safety, Intergovernmental, and Military Affairs
February 1, 2018 at 1:35 pm in Conference Room 229

Hawaii J-20+ is a grassroots organization committed to preserving constitutional principles and community values.

Thank you for this opportunity to testify in support of SB 2290. It is called the Ho'okipa, or welcoming bill, because it is a compassionate response to the federal government's disheartening decree to deport all undocumented immigrants, even though most of the undocumented immigrants in Hawaii have committed no crime arising from their immigration status.

Hawaii has a rich immigrant heritage. Waves of immigrants have come to Hawaii's shores for more than 100 years, determined to work hard to make better lives for themselves and their children. Our unique culture in Hawaii is due in large measure to the contributions of immigrants.

Immigrants also played an important role in our nation's history. Yet, the federal administration has adopted perverse immigration policies targeting all undocumented immigrants. Immigrants are undocumented because they either crossed the border without being processed, which is a misdemeanor, or they entered the U.S. on a visa and overstayed their visa, which is a civil matter -- not a crime.

An estimated 11 million undocumented immigrants live in the U.S. Two-thirds of the adult undocumented immigrants have been in the U.S. for 10 years or more. Many have married spouses who are U.S. citizens, and many more have children who are U.S. citizens by birth. The crime rate of undocumented immigrants is 44% below that of native-born U.S. citizens.

The American Immigration Council estimates that 45,000 undocumented immigrants live in Hawaii. About 45% are from the Philippines, 15% from Japan, and most of the rest are from Asian and Pacific nations. 70% of Hawaii's undocumented immigrants are at or above 200% of the poverty level, and 40% own their own homes.

President Trump signed an executive order on Jan. 25, 2017, which seeks to deport all undocumented immigrants from the U.S. The executive order also seeks to deputize local police to act as agents of federal immigration enforcement agencies, such as the federal Immigration and Customs Enforcement agency (ICE).

In comparison, President Obama was responsible for deporting more than 2 million undocumented immigrants, but he focused on those who had committed serious crimes. President Trump's executive order makes no such distinction.

The Trump executive order has raised the level of fear among undocumented immigrants because local police, acting as ICE agents, may ask anyone they come into contact with about their immigration status, and that may lead to deportation.

For that reason the trust between the police and undocumented immigrants has been severed. Undocumented immigrants are now reluctant to report crimes or suspected crimes to the police, and they are reluctant to come forth as witnesses to crimes. As a result, our communities are less safe for everyone.

It is appalling that undocumented immigrants are reluctant to report crimes even when they themselves are the victims. Studies show that women are less likely to report to the police that they have been victims of sexual assault because they fear deportation.

Trust between local law enforcement officers and the people they serve is a necessary element of the community policing model that is being promoted by the U.S. Department of Justice to advance public safety. Police departments across the country have adopted it. If local law enforcement officers act as ICE agents, however, it would be impossible to establish trust between local law enforcement officers and undocumented immigrants.

Immigration is a federal function. According to the Tenth Amendment, the federal government may not coerce States or their subdivisions to enforce its regulations or implement its programs. The federal government does not provide states with funding for immigration enforcement. In the interest of community safety, hundreds of cities and counties – and even several states – limit the cooperation of their local law enforcement agencies with ICE.

SB 2290 limits the assistance that State and county police provide to federal immigration enforcement agencies, allowing only that which is required by law. This bill helps to maintain community safety and the vibrancy of Hawaii's immigrant heritage.

Although we strongly support the thrust of the bill, we have a concern about a portion of the bill that may not respect the prohibition against unreasonable searches and seizures guaranteed by the Fourth Amendment and due process rights guaranteed by the Fourteenth Amendment. Beginning on page 12, line 16, the bill prohibits local law enforcement agencies from complying with a civil immigration detainer from ICE or CPB unless it is accompanied by a judicial warrant. Beginning on page 13, line 3, the bill lists exceptions when a detainer is not accompanied by a judicial warrant. We agree that compliance with a detainer alone is appropriate when (1) The individual has been convicted of a felony, or (4) There is probable cause to believe that the individual has or is engaged in terrorist activity. However, in our opinion, (2), (3), (5), and (6) may invite constitutional challenges.

In this regard, the New York State Attorney General issued a report entitled, "Guidance Concerning Local Authority Participation In Immigration Enforcement And Model Sanctuary Provisions," dated January 19, 2017. The model legislation in the report includes exceptions to the prohibition against complying with a detainer alone. The model legislation does not include the exceptions in SB 2990 for (2), (3), (5), or (6). As such, the bill should be amended to delete these exceptions.

With that amendment, Hawaii J-20+ supports SB 2290 and urges the committee to pass it.

THE LIBERTARIAN PARTY OF HAWAII
TESTIMONY

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

January 30, 2018

RE: SB 2290 to be heard Thursday February 1, in Room 229, at 1:35 PM

To the members of the Senate Committee on Public Safety

We **support** this bill. Libertarians support the rights of individuals to cross international borders. These rights should apply to anyone who engages in peaceful and cooperative activities. We do not like attempts by the Federal Government to deputize state and local law enforcement to carry out federal laws that are not part of their state or local code. This practice has been declared unconstitutional as it violates the 10th amendment. (see Mack v US).

Aloha



Tracy Ryan
For Harm Reduction Hawaii

SB-2290

Submitted on: 1/29/2018 2:05:10 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Laurie Field	Planned Parenthood Votes Northwest and Hawaii	Support	No

Comments:

SB-2290

Submitted on: 1/30/2018 7:23:49 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Thomas Dye		Support	Yes

Comments:

My name is Thomas Dye. I am a small business owner, educator, and member of Hawai'i J20+.

I am testifying in strong support of SB 2290, which is based on sanctuary legislation from New York and California.

Although the term "sanctuary" evokes images of a spiritual safe haven, the idea behind sanctuary legislation is solidly practical. Immigration is a federal function that citizens support with the money they pay in taxes to the Internal Revenue Service. However, the federal government routinely deputizes local law enforcement agents to assist in immigration enforcement, even though the federal government does not provide funding to local governments for this purpose. This cooperation means local taxpayers effectively pay twice for immigration enforcement -- once with their federal taxes, and again with their state and local taxes.

Sanctuary legislation instructs local law enforcement agents to decline to cooperate with federal immigration enforcement agencies, except as required by federal law, so taxpayers aren't charged twice. This double-billing is one reason why about 600 municipalities and a handful of states -- most recently California -- have adopted sanctuary legislation.

Here in Hawai'i local law enforcement agents routinely cooperate with federal agencies on immigration issues. One common request, a warrant-less detainer, asks local law enforcement agents to hold an arrested undocumented immigrant at OCCC for 48 hours longer than the allowable 24 hours. Federal judges in other districts have ruled these warrant-less detainers are unlawful. The direct cost to Hawai'i taxpayers for the cooperation of our local law enforcement agents over the last 10 years has been estimated at \$300,000. In addition, holding immigrants on warrant-less detainers contributes to the overcrowding of OCCC, a facility already bursting at the seams.

SB-2290

Submitted on: 1/30/2018 9:20:02 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Nandita Sharma		Support	Yes

Comments:

Testimony of Nandita Sharma, Associate Professor, Sociology, University of Hawaii at Manoa and Co-Chair, Immigration Committee of Hawaii J20+

Supporting SB 2290

Public Safety Committee Hearing, Thursday, February 1 at 1:35pm, Conference Room 229, Hawai'i State Capitol (415 South Beretania Street)

Thank you for this opportunity to testify in support of SB 2290 or the Ho'okipa (welcoming) bill. I have been researching immigration policies and their effects for the last twenty-five years and have published numerous articles and books on the topic. I am a nationally and internationally recognized expert on immigration, especially as it relates to issues of racism, sexism, and nationalism.

I believe that SB 2290 is a reasonable and much-needed response to President Trump's signing of a Jan. 25, 2017 executive order seeking to deport all undocumented immigrants from the United States. Trump's executive order also seeks to deputize local police to act as agents of federal immigration enforcement agencies, such as the federal Immigration and Customs Enforcement agency (ICE).

The Hawaii State government has done a truly wonderful – even heroic – job at standing up for justice (and our constitutional rights) by challenging President Trump's executive order on the "Muslim ban." It is time to do the same with Trump's executive order on stepped-up deportation, which mainly (but not only) targets undocumented immigrants.

The vast majority of immigrants who are undocumented are so because they either crossed the border without being processed, *which is a misdemeanor*, or they entered the U.S. on a visa and overstayed their visa, *which is a civil matter -- not a crime*. At the same time, the reported crime rate of undocumented immigrants is 44% below that of citizens born in the U.S.

An estimated 11 million undocumented immigrants live in the U.S. Two-thirds of the adult undocumented immigrants have been in the U.S. for 10 years or more. Many have married spouses who are U.S. citizens, and many more have children who are U.S. citizens by birth. In Hawaii, the American Immigration Council's estimates that

45,000 undocumented immigrants live in Hawaii. About 45% are from the Philippines, 15% from Japan, and most of the rest are from Asian and Pacific nations. 70% of Hawaii's undocumented immigrants are at or above 200% of the poverty level, and 40% own their own homes. In short, undocumented immigrants in Hawaii are an important part of our families and our communities.

Supporting SB 2290 is crucial for a variety of reasons, including the important issue of public safety. Numerous reports from law enforcement agencies across the US, as well as agencies working with victims of crime, report that Trump's executive order has raised the level of fear among undocumented immigrants. This heightened fear is largely based on concerns about local police acting as federal ICE agents. Many undocumented immigrants are afraid that any law enforcement official they come into contact may detain them and start the process of deporting them and their loved ones.

For that reason, the trust between the police and undocumented immigrants has been severely eroded. Undocumented immigrants are now reluctant to report crimes or suspected crimes to the police, and they are reluctant to come forth as witnesses to crimes. As a result, communities are less safe for everyone. According to an April 30, 2017 report in the *New York Times* (NYT), "law enforcement officials in several large cities, including Los Angeles, Houston and Denver, say the most dangerous fallout of changes in policy and of harsh statements on immigration is that fewer immigrants are willing to go to the police" (see: <https://www.nytimes.com/2017/04/30/us/immigrants-deportation-sexual-abuse.html>).

This is especially dangerous for women who are victims of sexual and/or partner violence. The same report in the NYT found that, "since the presidential election, there has been a sharp downturn in reports of sexual assault and domestic violence among Latinos [the largest group of undocumented immigrants] throughout the country, and many experts attribute the decline to fears of deportation." The Chief of the Houston Police Department, Art Acevedo, noted that the number of Latinos reporting rapes in Houston fell by 42.78% in 2017 from the same period in the previous year. The drop, he added, "looks like the beginnings of people not reporting crime" (see <http://www.chron.com/news/houston-texas/houston/article/HPD-chief-announces-decrease-in-Hispanics-11053829.php>).

Los Angeles Police Chief, Charlie Beck, found similar results. Speaking on March 21, 2017, Beck stated that reports of sexual assault and domestic violence made by the city's Latino residents plummeted in 2017 "amid concerns that immigrants in the country illegally could risk deportation by interacting with police or testifying in court" (see: <http://www.latimes.com/local/lanow/la-me-ln-immigrant-crime-reporting-drops-20170321-story.html>). Beck added that reports of sexual assault dropped 25% among the city's Latino population since the beginning of 2017 compared with the same period last year, with reports of male violence against women falling by 10%.

The fear of law enforcement officials by undocumented immigrants was significantly eroded by a February 09, 2017 case in El Paso, where ICE agents arrested a woman

as she exited a courtroom where a judge had just granted her a protective order against the man she said had abused her. “This is not normal,” said Olivia Rodriguez, the executive director of the Los Angeles County Domestic Violence Council. After such actions – actions prompted by Trump’s executive order - Ms. Rodriguez said that women experiencing physical or sexual assaults, “assume that if they call a government entity it’s all connected, that they will be reported to ICE and sent away. So instead they are just taking the abuse” (in NYT, April 30. 2017. See: <https://www.nytimes.com/2017/04/30/us/immigrants-deportation-sexual-abuse.html>).

It does not have to be this way SB 2290 goes some way in addressing this serious threat to public safety.

Immigration is a federal function. The federal government does not provide states with funding for immigration enforcement. And, according to the US Constitution’s 10th Amendment, the federal government may not coerce States or their subdivisions to enforce its regulations or implement its programs. In the interest of community safety, hundreds of cities and counties – and even several states – limit the cooperation of their local law enforcement agencies with ICE.

SB 2290 limits the assistance that State and county police provide to federal immigration enforcement agencies, allowing only that which is required by law. This bill helps to maintain community safety and respects Hawaii’s immigrant communities.

SB 2290 was needed before President Trump’s executive order, but it is needed now more than ever. For the foregoing reasons, I strongly support SB 2290 and urge the committee members to pass it.

TO: Senator Clarence K. Nishihara, Chair – Committee on Public Safety,
Intergovernmental, and Military Affairs
Senator Glenn Wakai, Vice Chair – Committee on Public Safety,
Intergovernmental, and Military Affairs

DATE: Thursday, February 1, 2018

TIME: 1:35 PM

PLACE: Conference Room 229

Re: **SB 2290 Relating to Law Enforcement**

Position: **Strong Support**

Dear Senators Nishihara, Wakai and Committee Members,

Thank you for this opportunity to testify in support of **SB 2290**. It is called the Ho'okipa, or welcoming bill, because it is a compassionate response to the federal government's disheartening decree to deport all undocumented immigrants, even though most of the undocumented immigrants in Hawaii have committed no crime arising from their immigration status.

Hawaii has a rich immigrant heritage. Waves of immigrants have come to Hawaii's shores for more than 100 years, determined to work hard to make better lives for themselves and their children. Our unique culture in Hawaii is due in large measure to the contributions of immigrants.

Immigrants also played an important role in our nation's history. Yet, the federal administration has adopted perverse immigration policies targeting all undocumented immigrants. Immigrants are undocumented because they either crossed the border without being processed, which is a misdemeanor, or they entered the U.S. on a visa and overstayed their visa, which is a civil matter -- not a crime.

An estimated 11 million undocumented immigrants live in the U.S. Two-thirds of the adult undocumented immigrants have been in the U.S. for 10 years or more. Many have married spouses who are U.S. citizens, and many more have children who are U.S. citizens by birth. The crime rate of undocumented immigrants is 44% below that of native-born U.S. citizens.

The American Immigration Council's estimates that 45,000 undocumented immigrants live in Hawaii. About 45% are from the Philippines, 15% from Japan, and most of the rest are from Asian and Pacific nations. 70% of Hawaii's undocumented immigrants are at or above 200% of the poverty level, and 40% own their own homes.

President Trump signed an executive order on Jan. 25, 2017, which seeks to deport all undocumented immigrants from the U.S. The executive order also seeks to deputize local police to act as agents of federal immigration enforcement agencies, such as the federal Immigration and Customs Enforcement agency (ICE).

In comparison, President Obama was responsible for deporting more than 2 million undocumented immigrants, but he focused on those who had committed serious crimes. President Trump's executive order makes no such distinction.

The Trump executive order has raised the level of fear among undocumented immigrants because local police, acting as ICE agents, may ask anyone they come into contact with about their immigration status, and that may lead to deportation.

For that reason, the trust between the police and undocumented immigrants has been severed. Undocumented immigrants are now reluctant to report crimes or suspected crimes to the police, and they are reluctant to come forth as witnesses to crimes. As a result, our communities less safe for everyone.

Immigration is a federal function. According to the Tenth Amendment, the federal government may not coerce States or their subdivisions to enforce its regulations or implement its programs. The federal government does not provide states with funding for immigration enforcement. In the interest of community safety, hundreds of cities and counties – and even several states – limit the cooperation of their local law enforcement agencies with ICE.

SB 2290 limits the assistance that State and county police provide to federal immigration enforcement agencies, allowing only that which is required by law. This bill helps to maintain community safety and keeps Hawaii's immigrant heritage alive.

As a third-generation immigrant, I strongly support **SB 2290** and urge the committee to pass it.

Thank you for the opportunity to testify.

Sincerely,

Cynthia J. Goto

January 29, 2018

Testimony to the Hawaii State Legislature: SB2290 DECLARING HAWAII TO BE A HO'OKIPA (WELCOMING) STATE

I am a second generation Irish-Polish American. I am told my "Papist" Irish grandparents had a Klu Klux Klan cross burned in their yard in Indianapolis, Indiana "back in the day." I do not want "back in the day" of the KKK to be our present.

My Vietnamese-American friend is a successful business women on the island of Oahu; she attributes her cheerfulness and commitment to her employees as a result of her gratefulness for her life she has a U.S. citizen. My friend escaped South Vietnam, during the time of the Vietnam Conflict, after her father was killed by the Communists for aiding Americans. She and her friend escaped together at the age of 16. She was one of the "boat people." My friend has related to me the story of making her way to Malaysia on an overcrowded boat; her boat and its refugees were fortunate enough to be seen and rescued by a tanker. Her friend's boat and many others were not so fortunate. The memories of dead bodies floating in the sea are with her always. I asked her how she survived the four years in Malaysia, while waiting on the dream to come to the United States, knowing how young girls are often sold into slavery; she told me her friend had taught her how to make herself ugly, and that life was hard, very hard. This explains her current state of happiness and gratefulness.

For many months my friend and other members of her extended family in the United States were looking forward to a reunion in Vietnam, her nieces wedding. After the initial Muslim Ban, all family members with the exception of my friend pulled out of their travel plans

due to the fear they may not be allowed back into the United States - despite their citizenship. My friend said if she did not have children she would go to Vietnam and not return for a year.

As a member of the Women's March and in solidarity with J20 and many other groups, I attended the airport rally at the Honolulu International Airport after the first Muslim Travel Ban was announced. From this experience I learned the name of our local immigration lawyer and the local ACLU. Before my friend left for Vietnam I gave her the information and told her to write it on her arm in indelible marker. After I drove away from this encounter I cried at the reality of the moment. Whether or not her fear is unfounded is beside the point. The current administration in the White House continues to generate and re-generate an atmosphere of fear and hatred among its citizens. We cannot co-exist in a fearful state. Federal and local officials, as well as the safety of all citizens, benefit from a trust in the system. The fearful citizen will not call in a crime if they do not trust officials. They will not step forward. They will not believe themselves to be validated. Declaring Hawaii a "Ho'okipa (welcoming) State" will not only validate an environment of Aloha, but create a safer State for all.

Mahalo nui loa,

Dr. Eileen Marie Gawrys

SB-2290

Submitted on: 1/29/2018 3:25:10 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Joy Marshall		Support	No

Comments:

SB-2290

Submitted on: 1/29/2018 4:36:56 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas Chagnon		Support	No

Comments:

SB-2290

Submitted on: 1/29/2018 4:41:10 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Carmen Golay		Support	No

Comments:

SB-2290

Submitted on: 1/30/2018 10:12:16 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Nancy Marker		Support	No

Comments:

Dear Sen. Clarence Nishihara, Chair, Sen. Glenn Wakai, Vice Chair, and Committee Members:

As an interested citizen, I fully support SB 2290 that would prohibit local and state law enforcement agencies from conducting law enforcement for Immigration and Customs Enforcement (ICE) and the Customs and Border Protection (CBP).

Immigration enforcement is a federal government responsibility and federal law does not require state and local entities to cooperate with ICE and CBP. Our agencies do not receive any funding for this and we should not use our local and state law enforcement resources for this purpose. For the many reasons stated in the bill, hundreds of cities, counties and states have limited their law enforcement agencies from cooperating with ICE and CBP in this executive order.

Additionally, we could be liable for unlawful practices and detention. State and local agencies must adhere to the Fourth Amendment's prohibition on unreasonable searches and seizures.

Finally, participation by local law enforcement can cause immigrants to be more fearful of assisting law enforcement when crimes are committed or they are seeking to prevent crime in their community. Most importantly, our state is one where people have sought better lives and are contributing to our economy and communities. We should be welcoming to immigrants and this Ho'okipa bill will help us ensure that type of caring community.

I ask that you support S.B. No. 2290. Thank you for the opportunity to testify.

Sincerely,

Nancy Marker

SB-2290

Submitted on: 1/30/2018 10:42:41 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Kerrie Littlejohn		Support	No

Comments:

I believe that SB 2290 is a reasonable and much-needed response to President Trump's signing of a Jan. 25, 2017 executive order seeking to deport all undocumented immigrants from the United States. Trump's executive order also seeks to deputize local police to act as agents of federal immigration enforcement agencies, such as the federal Immigration and Customs Enforcement agency (ICE).

The Hawaii State government has done a truly wonderful – even heroic – job at standing up for justice (and our constitutional rights) by challenging President Trump's executive order on the "Muslim ban." It is time to do the same with Trump's executive order on stepped-up deportation, which mainly (but not only) targets undocumented immigrants.

The vast majority of immigrants who are undocumented are so because they either crossed the border without being processed, which is a misdemeanor, or they entered the U.S. on a visa and overstayed their visa, which is a civil matter -- not a crime. At the same time, the reported crime rate of undocumented immigrants is 44% below that of citizens born in the U.S.

An estimated 11 million undocumented immigrants live in the U.S. Two-thirds of the adult undocumented immigrants have been in the U.S. for 10 years or more. Many have married spouses who are U.S. citizens, and many more have children who are U.S. citizens by birth. In Hawaii, the American Immigration Council's estimates that 45,000 undocumented immigrants live in Hawaii. About 45% are from the Philippines, 15% from Japan, and most of the rest are from Asian and Pacific nations. 70% of Hawaii's undocumented immigrants are at or above 200% of the poverty level, and 40% own their own homes. In short, undocumented immigrants in Hawaii are an important part of our families and our communities.

Supporting SB 2290 is crucial for a variety of reasons, including the important issue of public safety. Numerous reports from law enforcement agencies across the US, as well as agencies working with victims of crime, report that Trump's executive order has raised the level of fear among undocumented immigrants. This heightened fear is largely based on concerns about local police acting as federal ICE agents. Many undocumented immigrants are afraid that any law enforcement official they come into contact may detain them and start the process of deporting them and their loved ones.

For that reason, the trust between the police and undocumented immigrants has been severely eroded. Undocumented immigrants are now reluctant to report crimes or suspected crimes to the police, and they are reluctant to come forth as witnesses to crimes. As a result, communities are less safe for everyone. According to an April 30, 2017 report in the New York Times (NYT), “law enforcement officials in several large cities, including Los Angeles, Houston and Denver, say the most dangerous fallout of changes in policy and of harsh statements on immigration is that fewer immigrants are willing to go to the police” (see: <https://www.nytimes.com/.../immigrants-deportation-sexual-abu...>).

This is especially dangerous for women who are victims of sexual and/or partner violence. The same report in the NYT found that, “since the presidential election, there has been a sharp downturn in reports of sexual assault and domestic violence among Latinos [the largest group of undocumented immigrants] throughout the country, and many experts attribute the decline to fears of deportation.” The Chief of the Houston Police Department, Art Acevedo, noted that the number of Latinos reporting rapes in Houston fell by 42.78% in 2017 from the same period in the previous year. The drop, he added, “looks like the beginnings of people not reporting crime” (see <http://www.chron.com/.../HPD-chief-announces-decrease-in-Hisp...>).

Los Angeles Police Chief, Charlie Beck, found similar results. Speaking on March 21, 2017, Beck stated that reports of sexual assault and domestic violence made by the city’s Latino residents plummeted in 2017 “amid concerns that immigrants in the country illegally could risk deportation by interacting with police or testifying in court” (see: <http://www.latimes.com/.../la-me-ln-immigrant-crime-reporting...>). Beck added that reports of sexual assault dropped 25% among the city’s Latino population since the beginning of 2017 compared with the same period last year, with reports of male violence against women falling by 10%.

The fear of law enforcement officials by undocumented immigrants was significantly eroded by a February 09, 2017 case in El Paso, where ICE agents arrested a woman as she exited a courtroom where a judge had just granted her a protective order against the man she said had abused her. “This is not normal,” said Olivia Rodriguez, the executive director of the Los Angeles County Domestic Violence Council. After such actions – actions prompted by Trump’s executive order - Ms. Rodriguez said that women experiencing physical or sexual assaults, “assume that if they call a government entity it’s all connected, that they will be reported to ICE and sent away. So instead they are just taking the abuse” (in NYT, April 30, 2017).

See: <https://www.nytimes.com/.../immigrants-deportation-sexual-abu...>.

It does not have to be this way SB 2290 goes some way in addressing this serious threat to public safety.

Immigration is a federal function. The federal government does not provide states with funding for immigration enforcement. And, according to the US Constitution’s 10th Amendment, the federal government may not coerce States or their subdivisions to enforce its regulations or implement its programs. In the interest of community safety,

hundreds of cities and counties – and even several states – limit the cooperation of their local law enforcement agencies with ICE.

SB 2290 limits the assistance that State and county police provide to federal immigration enforcement agencies, allowing only that which is required by law. This bill helps to maintain community safety and respects Hawaii's immigrant communities.

SB 2290 was needed before President Trump's executive order, but it is needed now more than ever. For the foregoing reasons, I strongly support SB 2290 and urge the committee members to pass it.

SB-2290

Submitted on: 1/31/2018 8:24:36 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Dore Minatodani		Support	No

Comments:

TESTIMONY RE SB 2290, RELATING TO LAW ENFORCEMENT

HEARING BEFORE THE SENATE COMMITTEE ON PUBLIC SAFETY,
INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Senator Clarence K. Nishihara, Chair

Senator Glenn Wakai, Vice Chair

THURSDAY, FEBRUARY 1, 2018

1:35 PM

CONFERENCE ROOM 229

I am Dore Minatodani, writing in favor of SB 2290, Relating to Law Enforcement. SB 2290 establishes a Ho'okipa Welcoming Policy Act within the Hawai'i Revised Statutes. My support for this bill is based on two factors.

1) SB 2290 is practical and mindful of public safety, in anticipating and addressing the corrosive effect that public fear of local law enforcement participating in federal immigration enforcement will have on our community.

2) SB 2290 recognizes the federal government's "inflammatory rhetoric and harsh federal policies that vilify immigrants, divide communities and families, and create fear and suspicion among different racial, ethnic, and ancestral groups." I applaud the authors of this bill for making this statement. I also suggest that this Committee further recognize the capricious nature of the federal government's current rhetoric and policies, by amending SB 2290 to include language that: a) anticipates other forms of pressure the federal government may place on state and local agencies and law enforcement to cooperate with federal immigration enforcement, and b) provides a mechanism within the Ho'okipa Welcoming Policy Act to address or respond to such pressure.

Additionally, I suggest that this Committee amend SB 2290, to tighten the exceptional circumstances under which local law enforcement may honor federal detainer requests and federal information requests. The language as it stands is too permissive in what it allows in the absence of a judicial warrant, which would be especially problematic if it

came to be perceived as exceptional circumstances under which local law enforcement *must* cooperate with federal immigration enforcement.

I submit this testimony respectfully, and with thanks for this opportunity to comment.

SB-2290

Submitted on: 1/31/2018 10:38:43 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Nathalie Rita		Support	No

Comments:

Thank you for this opportunity to testify in support. It is called the Ho'okipa, or welcoming bill, because it is a compassionate response to the federal government's disheartening decree to deport all undocumented immigrants, even though most of the undocumented immigrants in Hawaii have committed no crime arising from their immigration status.

My name is Nathalie Rita, and I write to you as a member of Hawaii J20. I am also a doctoral student at the University of Hawaii at Manoa, where my research focus is international migration.

An estimated 11 million undocumented immigrants live in the U.S. Two-thirds of the adult undocumented immigrants have been in the U.S. for 10 years or more. Many have married spouses who are U.S. citizens, and many more have children who are U.S. citizens by birth.

Despite the hateful rhetoric of the Trump Administration, all sociological research shows that the crime rate of undocumented immigrants is 44% below that of native-born U.S. citizens. They are not criminals—they are people looking to create a better life for their families.

The Trump executive order has raised the level of fear among undocumented immigrants because local police, acting as ICE agents, may ask anyone they come into contact with about their immigration status, and that may lead to deportation.

For that reason the trust between the police and undocumented immigrants has been severed. Undocumented immigrants are now reluctant to report crimes or suspected crimes to the police, and they are reluctant to come forth as witnesses to crimes. As a result, our communities are less safe for everyone.

It is appalling that undocumented immigrants are reluctant to report crimes even when they themselves are the victims. Studies show that women are less likely to report to the police that they have been victims of sexual assault because they fear deportation.

This bill limits the assistance that State and county police provide to federal immigration enforcement agencies, allowing only that which is required by law. This bill helps to maintain community safety and the vibrancy of Hawaii's immigrant heritage.

Although I strongly support the thrust of the bill, I have a concern about a portion of the bill that may not respect the prohibition against unreasonable searches and seizures guaranteed by the Fourth Amendment and due process rights guaranteed by the Fourteenth Amendment. Beginning on page 12, line 16, the bill prohibits local law enforcement agencies from complying with a civil immigration detainer from ICE or CPB unless it is accompanied by a judicial warrant. Beginning on page 13, line 3, the bill lists exceptions when a detainer is not accompanied by a judicial warrant. I agree that compliance with a detainer alone is appropriate when (1) The individual has been convicted of a felony, or (4) There is probable cause to believe that the individual has or is engaged in terrorist activity. However, in my opinion, (2), (3), (5), and (6) may invite constitutional challenges.

With the amendments, I fully support this bill and urge the committee to pass it for the safety of ALL of Hawaii's residents, regardless of citizenship status.

SB-2290

Submitted on: 1/31/2018 1:06:50 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Carl Bergquist		Support	No

Comments:

I am a father, spouse, law student, non-profit worker and immigrant, and I welcome this Ho'okipa bill with open arms. Hawai'i should join the ranks of other sanctuary jurisdictions, and shield immigrant families from the arbitrary and cruel whims of the federal deportation machine.

That being said, there are two aspects to this bill that I would humbly suggest amending:

1) The findings section regarding deportations under previous administrations, including President Obama's, is misleading. From 2009-2017, over 3 million immigrants were "removed" from the U.S., and it goes without saying that only a small fraction of these, in fact, committed "serious crimes." All data bears this out as a fact, and it is long established that immigrants, regardless of status, commit *less* and not more crime than the native-born population.

Further, while border "returns" were down under President Obama – this is chiefly because less were trying to cross the border post the 2008 economic crash. This simple fact means that less overall deportations occurred during those years. However, the fact that so many were instead "removed" is very significant, since being removed has far more serious consequences when it comes to later being able to immigrate lawfully. This leaves these immigrants, often with families and jobs here, no other option but to, again, become undocumented. Most of the so-called "serious crimes" touted are, in fact, immigration offenses, criminalized in the past few decades. Half of all federal prosecutions are for illegal entry and especially re-entry. This, coupled with the increasing role of local police in immigration enforcement, is why other places like California fought so hard to pass this type of legislation, also under President Obama. I was part of those efforts before moving here. The fact that the situation is even worse in 2018 does not erase this history.

2) Regarding criminalization of immigrants, this bill contains numerous exclusions that would permit local police to either hold someone for, or share their information with, Immigration and Customs Enforcement (ICE) – both scenarios increase the chances of deportation and the break-up of a family. Given Hawai'i local law enforcement past record of complying 100% with all ICE detainers, my concern would be that this would continue whole cloth even under this bill. Thus, the individual circumstances of an

immigrant would not be considered. This could lead to e.g. someone with one past drug paraphernalia conviction (previously a class C felony, now decriminalized) being funneled into the deportation machine after an arrest for *any* reason. This is overly broad and not in spirit with ho'okipa.

SB-2290

Submitted on: 1/30/2018 10:48:31 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
renee kawelo	none	Oppose	Yes

Comments:

Why is it that the state of Hawaii thinks it is ok to pick and chose where the federal government is right on some issues but not in others? This state is backward! We already have so many issues in Hawaii WITH OUR OWN PEOPLE. You can say all you want that this is to "Prohibits state law enforcement agencies from complying with federal immigration detainers or honoring requests for non-public information" I KNOW WHAT THIS MEANS I AM NOT STUPID.

You all want to harbor criminals! Why is it ok for illegals to break the laws of our country but our citizens are held to a seperate standard? HOW CAN YOU VOTE FOR THIS FEELING LIKE YOU HAVE DONE THE RIGHT THING BY YOUR PEOPLE? Stop supporting illegal actions that you see fit. STOP BEING HYPOCRITES. Hawaii is changing. WE ARE GETTING TIRED OF THIS.

I hope we get defunded if this bill is pushed through. I am a US citizen that is native Hawaiian. WHEN WILL YOU HELP OUR PEOPLE? Instead you want to let all those illegals with expired visas stay?

We reward those that do wrong and are lazy vs those that follow the rules and do what is right. That is why we have so much corruption and homelessness. By giving them fish they will never learn how to fish. THAT IS THE GOVERNMENTS SOLUTION and way. FOLLOW THE DAMN LAW OR CHANGE IT THE RIGHT WAY. Not make up your own laws.

SB-2290

Submitted on: 1/29/2018 2:35:44 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Philip Pearson		Oppose	No

Comments:

Enacting a bill so that law enforcement will not enforce laws that some elected representatives don't agree with is ridiculous.

Are we, the general public, supposed to ignore laws that we don't agree with too and suffer no consequences?

SB-2290

Submitted on: 1/30/2018 9:22:24 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Bryne		Oppose	No

Comments:

I strongly OPPOSE this Senate Bill, we should be doing everything in our power to assist Federal Authorities to effectively carry out their duty's in enforcing OUR nation's immigration law. If you'd like to come to the US, you should do it lawfully. Bottom line if you are not here in the US LEGALLY you are ILLEGAL no matter what you have done since you came to the US. For example, the coffee farmer on the neighbor island, it doesn't matter if he is a productive member of society, father and husband, bottom line is he is illegal. "Fruit of the poisonous tree."

SB-2290

Submitted on: 1/30/2018 9:31:38 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Gordon Caluya		Oppose	No

Comments:

I VEHEMENTLY oppose this bill! Why on Earth would any Sane person agree with this??? People who come here ILLEGALLY shouldn't have Any protection from government, whether Federal, State or City! In fact, we should be more vigilant about Reporting Illegals to ICE, whether from getting arrested for committing a crime, to just a traffic stop.

This is a Nation of Laws, and we need to protect our Citizens. There is Nothing to be gained by protecting Illegal Aliens. Their first act of coming here was ILLEGAL, and not matter what they've done since then, they are still Criminals! What is so hard to understand about that??? The fact that their first action coming here was Illegal is a strong indicator of what their future actions would be. Do we want something like the Kate Steinle case happening here? Not to mention the threat of Terrorists from Islam. Fyi, Islam is a political Ideology disguised as a religion. It's tennets go Completely against our Constitution. The koran states at least 140 Times that non-believers of Islam should be murdered/killed. Please do your research before you say otherwise! If you vote for this and a terrorist act or something similar to what happened to Kate Steinle happens, you will have Blood on your hands!

I will be following this issue Very closely, and will actively campaign against ANYONE that votes for this, whether in my district or not! Voting for this is Un-American, and I will support Department of Homeland Security Secretary Kirstjen Nielsen in her efforts to prosecute politicians who support Sanctuary cities.

This is Un-American, and if you vote for this you should be ashamed of yourself for voting for this as a trade-off for Votes. If you'd like to talk to me directly on this, my contact information is below.

Gordon Caluya

1866 Iwi Way

Honolulu HI 96816

(808) 497-5667

flashg7@hotmail.com

SB-2290

Submitted on: 1/30/2018 9:41:39 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
steven a kumasaka		Oppose	No

Comments:

our state already has issues with illegal immigration and homelessness, why do we want to enable more people to enter our state unfettered and possibly cause more strain on our public resources or threats to public safety?

SB-2290

Submitted on: 1/30/2018 9:49:18 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Brendon Heal		Oppose	No

Comments:

Legislators,

Hawaii has enough severe problems as it stands with our own citizens. Giving amnesty to those who enter ILLEGALLY is not in the best interest nor safety of lawful citizens and immigrants.

Please oppose this bill.

Brendon Heal

VOTER

Ewa Beach, HI

SB-2290

Submitted on: 1/30/2018 10:00:34 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Marcus Tanaka		Oppose	No

Comments:

So you're asking the state to violate federal law? Would it be okay to do the reverse? Violate state law but follow federal? If that is what you're saying, then I should be allowed to buy a supressor which is legal on the federal level. I should be allowed to own an "assault pistol" (Hawaii's definition and term) because they are also LEGAL on the federal level. I should be allowed to own pistol magazines that hold more than 10 rounds, because again LEGAL on the federal level.

Legal on federal level, illegal at state level=ILLEGAL

Illegal on federal level, legal at state level= ILLEGAL

Legal on federal level, legal at state level=LEGAL

See how this works.

SB-2290

Submitted on: 1/30/2018 10:11:13 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
kam		Oppose	No

Comments:

Nope, get the criminals out. Illegals=illegal

SB-2290

Submitted on: 1/30/2018 10:35:03 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Ryan Lizama		Oppose	No

Comments:

My wife and her family went through the legal process and escaped their home country with one of her brothers being shot along the way. They all went through the legal process of becoming citizens and had great faith in our system. The very ones who are supposed to uphold the integrity of the law of our country should assist in any way to uphold that law. Including local law enforcement assisting ICE agents in their apprehension of illegals. This does the exact opposite and has shown the ill side effects in other states when this law is not upheld. You are also looking at destabilizing the middle class by allowing crimes to be committed.

SB-2290

Submitted on: 1/30/2018 11:01:49 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Samuel Webb		Oppose	No

Comments:

The state should not pick and choose which Federal Laws to follow, If so the Citizens of Hawaii should Pick which laws they want to follow.

SB-2290

Submitted on: 1/30/2018 11:50:29 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Austin White		Oppose	No

Comments:

Re: SB2290

Aloha

I wish to express my opposition to SB2290 and urge you to oppose this bill.

The implementation of SB2290 would make our legislature as well as our local law enforcement officers guilty of committing Federal Crimes for failing to cooperate with an investigation under 8 U.S.C. § 1373. Under that provision, any federal, state, or local government entity or official may not prohibit, or in any way restrict, any government entity or official from sending to, or receiving from the federal government, information regarding the citizenship or immigration status, lawful or unlawful, of any individual.

It harms our populace:

Kate Steinle - On July 1, 2015, 32-year-old Kathryn Steinle, while walking with her father and a friend along Pier 14 in the Embarcadero district of San Francisco, was shot by Jose Inez Garcia Zarate. He initially claimed that he fired at a sea lion, then that he fired accidentally while picking up the gun which he claimed he had found moments before, wrapped in cloth beneath the bench on which he was sitting. The shot ricocheted off the concrete deck of the pier striking the victim in the back. Steinle died two hours later in hospital as a result of her injuries. José Inez García Zárate (or Juan Francisco López-Sánchez), of Guanajuato, Mexico, is an illegal alien who was deported from the U.S. a total of five times, most recently in 2009. He was on probation in Texas at the time of the shooting. He had seven felony convictions. When he was apprehended, Zarate was listed as 45 years old by police, but as 52 in jail records. U.S. Immigration and Customs Enforcement (ICE) had issued a detainer for Zarate requesting that he be kept in custody until immigration authorities could pick him up. However, as a sanctuary city, its "Due Process for All" ordinance restricted cooperation with ICE to cases only where the immigrant had both current violent felony charges and past violent felony convictions; therefore, San Francisco disregarded the detainer and released him. He was released from San Francisco County Jail on April 15, 2015, and

had no outstanding warrants or judicial warrants, as confirmed by the San Francisco Sheriff's Department.

Ronald Da Silva - On April 27, 2002, Ronald da Silva was standing with a friend in his driveway when he was shot and killed by an illegal alien who had been previously deported. The illegal alien was sentenced to 21 years in prison but will be released in 2020. Ronald da Silva's mother, Agnes Gibboney, has made a powerful statement, "The guy that killed my son has a determinate sentence in prison but I have a lifetime sentence of grief and pain." Since the tragedy occurred, Agnes has been on the front line pushing for immigration reform.

Tessa Tranchant - Tessa Tranchant, 16, was killed on March 30, 2007 in Virginia Beach, Virginia. Tessa and her friend, Ali Kunhardt, were sitting at a stoplight when Alfredo Ramos, an illegal alien from Mexico who was intoxicated and speeding, rear-ended their car. Ramos had a history of prior convictions, but due to Virginia Beach's sanctuary policies, he was never detained. He was charged with two counts of involuntary manslaughter and sentenced to 40 years in prison.

Sarah Root - Sarah Root, 21, from Omaha, Nebraska was killed on January 31, 2016. Her SUV was rear-ended by Eswin Mejia, an illegal alien from Honduras, who was street racing. Sarah had just graduated from Bellevue University with a 4.0 GPA the day before she passed away. Omaha is in Douglas County, Nebraska which has sanctuary policies that impede local law enforcement's ability to cooperate with ICE officers. Mejia was charged with motor vehicular homicide but posted bond to get out of jail and was released. He is still on the run.

Former Presidents and Legislatures support the efforts of our immigration officials and policies:

"The American people are a welcoming and generous people. But those who enter our country illegally, and those who employ them, disrespect the rule of law. And because we live in an age where terrorists are challenging our borders, we simply cannot allow people to pour into the United States undetected, undocumented, and unchecked. Americans are right to demand better border security and better enforcement of the immigration laws." – B. Obama (D) 44th President

"All Americans, not only in the States most heavily affected but in every place in this country, are rightly disturbed by the large numbers of illegal aliens entering our country. The jobs they hold might otherwise be held by citizens or legal immigrants. The public service they use impose burdens on our taxpayers. That's why our administration has moved aggressively to secure our borders more by hiring a record number of new border guards, by deporting twice as many criminal aliens as ever before, by cracking down on illegal hiring, by barring welfare benefits to illegal aliens. In the budget I will present to you, we will try to do more to speed the deportation of illegal aliens who are arrested for crimes, to better identify illegal aliens in the workplace as recommended by the commission headed by former Congresswoman Barbara Jordan. We are a nation of

immigrants. But we are also a nation of laws. It is wrong and ultimately self-defeating for a nation of immigrants to permit the kind of abuse of our immigration laws we have seen in recent years, and we must do more to stop it.” – W. Clinton (D) 42nd President

*"People who enter the United States without our permission are illegal aliens, and illegal aliens should not be treated the same as people who entered the United States legally."
– C. Schumer (D-NY) U.S. Senator*

To ignore our policies and the words and laws of our country does nothing but put its legal residents at risk. Again I urge you to oppose this bill

Mahalo

Austin White

Mililani, Hi

SB-2290

Submitted on: 1/30/2018 12:35:13 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Devin Wolery		Oppose	No

Comments:

We do not need to be a sanctuary state. You politicians cant even handle the current population. Adding more people to it, will not help in any way.

Strongly oppose

SB-2290

Submitted on: 1/30/2018 12:53:19 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
William Carroll		Oppose	No

Comments:

I oppose SB2290, and ask that you kill this misguided proposal. Hawaii is technically a border state, visited by many commercial ships, with foreigners aboard. If this bill moves forward, you're going to have everybody and their uncle jumping ship at Honolulu Harbor, since they know they won't get deported. You think our homeless situation is bad, this will only make it worse. This will only contribute to crime in downtown.

Please oppose SB2290.

SB-2290

Submitted on: 1/30/2018 1:27:09 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
David Soon		Oppose	No

Comments:

SB-2290

Submitted on: 1/30/2018 1:35:50 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Jonagustine Lim		Oppose	No

Comments:

I oppose this bill. Hawaii should not be a sanctuary state.

SB-2290

Submitted on: 1/30/2018 1:45:00 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Aubrey Aea		Oppose	No

Comments:

Let us work solutions to our local problems first before putting out a welcome banner for a sanctuary. Oppose please.

SB-2290

Submitted on: 1/30/2018 2:11:28 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Jeff Ball		Oppose	No

Comments:

A bill that State law enforcement should break the law to protect lawbreakers ? Oh the irony.

Jeff Ball

Aiea, HI

SB-2290

Submitted on: 1/30/2018 2:32:30 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Trudy Yamashita		Oppose	No

Comments:

I am against SB2290 because State law enforcement/authorities SHOULD comply fully with the Federal authorities on matters pertaining to immigration. There wouldn't be inquiries if there were legitimate reasons or proof, so why stand in their way?

Thank you for this opportunity to submit my written testimony.

T. Yamashita

SB-2290

Submitted on: 1/30/2018 2:50:48 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Donald Patton	None	Oppose	No

Comments:

So in other words we should not have to obey any federal laws, because that is what you are saying. You are putting illegals so called rights(which they do not have) above the right of american citizens. Vote no on this bill.

SB-2290

Submitted on: 1/30/2018 3:36:52 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
sherri giron		Oppose	No

Comments:

I strongly oppose SB2290 and will not vote for anyone that supports it. I do not want to follow in CA's footsteps and that is what we are doing. Illegal is illegal, why we want to support those that are illegal is a crime in itself. Hawaii is part of the US and only legal citizens should be allowed to live here. It is not a place to 'hide-out' in , from where ever you are from.

SB-2290

Submitted on: 1/30/2018 5:34:14 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Kevin Kacatin		Oppose	No

Comments:

I oppose this bill based off the fact that the State of Hawaii has a responsibility to COMPLY with Federal Laws that protects citizens from ILLEGAL immigrants that have no respect for the laws of our Republic.

SB-2290

Submitted on: 1/30/2018 6:59:57 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Alan Urasaki		Oppose	No

Comments:

In opposition to this bill.

Mahalo.

SB-2290

Submitted on: 1/30/2018 9:54:46 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Eric Apaka		Oppose	No

Comments:

WE are NOT a sanctuary city! The word ILLEGAL is just that...ILLEGAL! Everyone is required to go thru the process for citizenship. NO ONE is above the law, and NO ONE has a free pass. Law Enforcement from the City, State and Federal need to cooperate together for effective law enforcement and to make sure that all coming and residing in Hawaii are LEGAL!

SB-2290

Submitted on: 1/31/2018 7:41:32 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Michael Kitchens		Oppose	No

Comments:

Dear Chairman & Committee Members,

I strongly oppose this bill. Local law enforcement should always be willing to work with our Federal government on protecting the interests of this nation. Hawaii may be an island unto itself, but it is still part of a larger system of checks and balances. Illegal immigrants should become naturalized citizens or they should return to their home of origin. It's only fair to the taxpayers of this State. Opening up the door to make Hawaii into a sanctuary state is simply the wrong move and this bill would be a stepping stone to that.

Thank you.

Michael Kitchens

SB-2290

Submitted on: 1/31/2018 8:40:11 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Malia Kaku		Oppose	No

Comments:

SB-2290

Submitted on: 1/31/2018 8:41:08 AM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Kainoa Kaku		Oppose	No

Comments:

SB-2290

Submitted on: 1/31/2018 1:34:26 PM

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

Submitted By	Organization	Testifier Position	Present at Hearing
Goldie Cross		Oppose	No

Comments:

I oppose this bill and any bill that goes against our Federal immigration laws and hinders our law enforcement agencies from doing their job. Hawaii is NOT a Sanctuary State regardless of what Gov. Ige or these legislators think. Uphold the laws of our state and country!

Goldie Cross
Lihue, HI 96766