



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

July 9, 2019

**GOV. MSG. NO. 1381**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Thirtieth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirtieth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

I am transmitting herewith SB92 SD1 HD1, without my approval and with the statement of objections relating to the measure.

SB92 SD1 HD1

RELATING TO POLICE REPORTS

Sincerely,

A handwritten signature in black ink that reads "David Y. Ige".

DAVID Y. IGE  
Governor, State of Hawai'i

EXECUTIVE CHAMBERS

HONOLULU

July 9, 2019

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 92

Honorable Members  
Thirtieth Legislature  
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawai'i, I am returning herewith, without my approval, Senate Bill No. 92, entitled "A Bill for an Act Relating to Police Reports."

The purpose of this bill is to allow surviving immediate family members of murder or manslaughter victims to receive a copy of the closing report prepared by the investigating police department upon the conclusion of all criminal and civil proceedings that arose from the murder or manslaughter offenses

This bill is objectionable because immediate family members of victims of all crimes already have the right to receive closing police reports, which makes this bill unnecessary. Under current law, members of the general public can obtain copies of any police report after the conclusion of criminal proceedings, provided certain conditions are met in accordance with the Uniform Information Practices Act. Furthermore, restricting this right to immediate family members of only murder or manslaughter victims may lead to a narrow interpretation of the law, leaving family members of victims of other crimes without access to closing police reports.

For the foregoing reasons, I am returning Senate Bill No. 92 without my approval.

Respectfully,



DAVID Y. IGE  
Governor of Hawai'i

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# A BILL FOR AN ACT

RELATING TO POLICE REPORTS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

- 1           SECTION 1. Chapter 52D, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:
- 4           "§52D-       Request for copy of closing report by surviving  
5 immediate family member. (a) Each surviving immediate family  
6 member of a victim of any of the following offenses shall be  
7 allowed to receive a copy of the closing report prepared by the  
8 investigating police department upon the conclusion of all  
9 criminal and civil proceedings that arose from the offense of:
- 10           (1) Murder in the first degree (section 707-701);  
11           (2) Murder in the second degree (section 707-701.5); or  
12           (3) Manslaughter (section 707-702).
- 13           (b) This section shall not diminish the ability of a  
14 surviving immediate family member or any other person to request  
15 a copy of any other portion of a police report or any other  
16 government record.
- 17           (c) As used in this section:



1 "Closing report" means the final report or similar summary  
2 of the investigation that is prepared by the assigned police  
3 officer in the normal course of investigating the offense.

4 "Surviving immediate family member" means a person who is a  
5 surviving grandparent, parent, sibling, spouse or reciprocal  
6 beneficiary, child, or legal guardian of a deceased victim.

7 "Victim" means a person against whom any of the offenses  
8 enumerated in subsection (a) has been committed."

9 SECTION 2. This Act does not affect rights and duties that  
10 matured, penalties that were incurred, and proceedings that were  
11 begun before its effective date.

12 SECTION 3. New statutory material is underscored.

13 SECTION 4. This Act shall take effect on July 1, 2019.

APPROVED this                      day of                      , 2019

GOVERNOR OF THE STATE OF HAWAII


THE HOUSE OF REPRESENTATIVES OF THE  
STATE OF HAWAII

Date: April 1, 2019  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



for Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAI'I**

Date: April 18, 2019  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.



President of the Senate



Clerk of the Senate