

A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

- 1 SECTION 1. The legislature finds that public safety
- 2 officers, including state deputy sheriffs, provide invaluable
- 3 societal contributions by risking their lives each day in
- 4 service to Hawaii's residents. The legislature also finds that
- 5 public safety officers are in a position of public trust as the
- 6 guardians and protectors of the State's communities. This role
- 7 requires extending respect and compassion to the people of the
- 8 State while also holding individuals accountable for criminal
- 9 conduct.
- 10 The legislature further finds that public safety officers
- 11 are frequently in harm's way and must quickly make difficult
- 12 decisions while under stress. The legislature finds that
- 13 because of the gravity of these decisions, the people of the
- 14 State and public safety officers themselves rely on and expect
- 15 thorough training and accountability.
- 16 The purpose of this Act is to support the role of public
- 17 safety officers by requiring the department of public safety to



train its deputy sheriffs in nonlethal use of force and to		
appropriate funds for training, certification, and related		
records management and equipment.		
SECTION 2. Chapter 353C, Hawaii Revised Statutes, is		
amended by adding a new section to be appropriately designated		
and to read as follows:		
"§353C- Nonlethal use of force training and equipment.		
(a) The director shall require all deputy sheriffs appointed		
pursuant to this chapter to complete an initial nonlethal use of		
force training course and comply with subsequent annual training		
requirements. The first initial training course shall be		
offered no later than July 1, 2020. The department shall adopt		
rules pursuant to chapter 91 that are necessary to administer		
and certify completion of an initial nonlethal use of force		
training course and subsequent annual training requirements,		
including hour and curricula specifications.		
(b) The department shall consider inclusion of the		
following as part of any nonlethal use of force training		
curricula developed pursuant to this section:		
(1) De-escalation in patrol tactics and interpersonal		

communication training, including tactical methods

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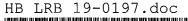
1		that use time, distance, cover, and concealment to
2		avoid escalating situations that lead to violence;
3	(2)	Alternatives to jail booking, arrest, or citation in
4		situations where appropriate;
5	(3)	Information regarding implicit and explicit bias,
6		cultural competency, and the historical intersection
7		of race and policing;
8	(4)	Skills, including de-escalation techniques, to
9		effectively, safely, and respectfully interact with
10		people with disabilities or behavioral health issues;
11	<u>(5)</u>	"Shoot/don't shoot" scenario training;
12	<u>(6)</u>	Alternatives to the use of physical or deadly force so
13		that de-escalation tactics and nonlethal alternatives
14		are part of the decision-making process leading up to
15		the consideration of the use of deadly force;
16	(7)	Information regarding mental health and policing,
17		<pre>including bias;</pre>
18	(8)	Community involvement in the delivery of training to
19		give a better understanding of community perspectives;

1	(9)	Use of public service, including rendering first aid,
2		to provide a positive point of contact between law
3		enforcement officers and community members; and
4	(10)	Use of specialized equipment for the deployment of
5		nonlethal force.
6	<u>(c)</u>	The department shall:
7	(1)	Provide training required by this section alone or in
8		partnership with law enforcement agencies or
9		contracted private parties, or authorize law
10		enforcement agencies or contracted private parties to
11		provide the training; and
12	(2)	Maintain records to monitor and track all training
13		activity required by this section.
14	(d)	The department shall provide deputy sheriffs certified
15	in nonlet	hal use of force with equipment, including weapons,
16	that shal	l be used to deploy nonlethal force. The department
17	shall inc	lude instruction on the use of this equipment during
18	the depar	tment's nonlethal use of force training."
19	SECT	ION 3. There is appropriated out of the general
20	revenues	of the State of Hawaii the sum of \$ or so much
21	thereof a	s may be necessary for fiscal year 2019-2020 and the

- 1 same sum or so much thereof as may be necessary for fiscal year
- 2 2020-2021 for the development and implementation of nonlethal
- 3 use of force training, certification, and related records
- 4 management for the deputy sheriffs of the department of public
- 5 safety.
- 6 The sums appropriated shall be expended by the department
- 7 of public safety for the purposes of this Act.
- **8** SECTION 4. There is appropriated out of the general
- 9 revenues of the State of Hawaii the sum of \$ or so much
- 10 thereof as may be necessary for fiscal year 2019-2020 and the
- 11 same sum or so much thereof as may be necessary for fiscal year
- 12 2020-2021 for the purchase and maintenance of nonlethal
- 13 equipment, including weapons, for use by the department of
- 14 public safety deputy sheriffs certified in the nonlethal use of
- 15 force.
- 16 The sums appropriated shall be expended by the department
- 17 of public safety for the purposes of this Act.
- 18 SECTION 5. This Act shall take effect on July 1, 2019.

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INTRODUCED BY:



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Report Title:

Public Safety; Deputy Sheriffs; Non-Lethal Weapons; Training; Acquisition; Appropriations

Description:

Requires training, certification, and related records management and equipment for non-lethal use of force by deputy sheriffs appointed by the Department of Public Safety. Appropriates funds.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.