

JAN 17 2020

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# A BILL FOR AN ACT

RELATING TO LAW ENFORCEMENT.

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

1           SECTION 1. The legislature finds that, due to recent  
2 protests related to projects in Hawaii county and the city and  
3 county of Hawaii, the State and counties have spent a  
4 significant amount of resources on law enforcement services to  
5 ensure the public's safety. According to the *Honolulu Star*  
6 *Advertiser*, from July 2019 to October 2019, the State and  
7 counties have spent at least \$8,300,000 on law enforcement costs  
8 related to the Thirty Meter Telescope project on Mauna Kea.  
9 Additionally, law enforcement services are being used for the  
10 ongoing construction of the Na Pua Makani wind turbine project  
11 located in Kahuku, Oahu.

12           The legislature further finds that controversial  
13 developments that face prolonged public opposition and require  
14 extraordinary police protection should be cognizant of financial  
15 and staffing costs. These projects should share in the  
16 extraordinary expenses expended on their behalf.



1           The purpose of this Act is to allow any county to recover a  
2 portion of the costs of providing law enforcement services by  
3 collecting up to fifty per cent of costs associated with  
4 providing law enforcement services for the construction of a  
5 project from the developer of the project.

6           SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended  
7 by adding a new section to be appropriately designated and to  
8 read as follows:

9           "§46- Law enforcement services; projects; costs. (a)  
10 Notwithstanding any law to the contrary, any county may collect  
11 up to fifty per cent of costs associated with providing law  
12 enforcement services for the construction of a project from the  
13 developer of the project; provided that law enforcement services  
14 were provided by the county in the furtherance of ensuring  
15 public safety and are provided for more than five days.

16           (b) Any county that collects up to fifty per cent of costs  
17 associated with providing law enforcement services pursuant to  
18 subsection (a) shall invoice the costs to the developer of the  
19 project after the fifth day of providing law enforcement  
20 services.



1        (c) The developer of a project shall pay for the cost of  
 2 law enforcement services provided by the county pursuant to this  
 3 section within thirty days of receiving the invoice from the  
 4 county."

5        SECTION 3. This Act does not affect rights and duties that  
 6 matured, penalties that were incurred, and proceedings that were  
 7 begun before its effective date.

8        SECTION 4. New statutory material is underscored.

9        SECTION 5. This Act shall take effect upon its approval.

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# S.B. NO. 2601

**Report Title:**

Law Enforcement Services; Costs; County; Project; Developer

**Description:**

Authorizes any county, under certain conditions, to collect up to fifty per cent of costs associated with providing law enforcement services for the construction of a project from the developer of the project.

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

