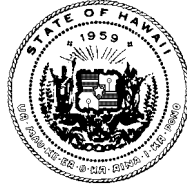


DAVID Y. IGE  
GOVERNOR



PANKAJ BHANOT  
DIRECTOR

CATHY BETTS  
DEPUTY DIRECTOR

STATE OF HAWAII  
DEPARTMENT OF HUMAN SERVICES  
P. O. Box 339  
Honolulu, Hawaii 96809-0339

February 9, 2020

TO: The Honorable Representative Chris Lee, Chair  
House Committee on Jud

FROM: Pankaj Bhanot, Director

SUBJECT: **HB 2333 HD1 - RELATING TO HOMELAND SECURITY**

Hearing: February 11, 2020, 2:05 p.m.  
Conference Room 325, State Capitol

**DEPARTMENT'S POSITION:** The Department of Human Services (DHS) supports this administration measure.

**PURPOSE:** The purposes of this bill establishes the Hawaii state fusion center as a program under the office of homeland security and establishes the position of Hawaii state fusion center director who shall be state-funded, responsible to the director of homeland security, and accountable to manage the operations of the center. (HD1)

The Fusion Center and the Fusion Center Director are vital to the security and health and well-being in Hawaii. The Fusion Center provides access to cross-sector and cross-government communication. DHS is a partner agency with the Fusion Center and staff actively participate in training and briefings that are easily accessible and available on a variety of issues. In the past year, DHS staff have attended training and discussions addressing cyber security, efforts of on-line law enforcement to identify sex trafficking, active shooters, debriefs of significant events to inform planning, and most recently a presentation by the CDC regarding procedures in place to address the coronavirus.

Thank you for the opportunity to provide testimony on this bill.

DAVID Y. IGE  
GOVERNOR



KENNETH S. HARA  
MAJOR GENERAL  
ADJUTANT GENERAL

STEPHEN F. LOGAN  
COLONEL  
DEPUTY ADJUTANT GENERAL

STATE OF HAWAII  
**DEPARTMENT OF DEFENSE**  
OFFICE OF THE ADJUTANT GENERAL  
3949 DIAMOND HEAD ROAD  
HONOLULU, HAWAII 96816-4495

TESTIMONY ON HOUSE BILL 2333 HD1  
A BILL RELATED TO HOMELAND SECURITY

PRESENTATION TO THE  
COMMITTEE ON JUDICIARY

BY

MAJOR GENERAL KENNETH S. HARA  
ADJUTANT GENERAL  
DIRECTOR OF THE HAWAII EMERGENCY MANAGEMENT AGENCY  
AND DIRECTOR OF HOMELAND SECURITY

FEBRUARY 11, 2020

Chair Representative Chris Lee, Vice Chair Joy San Buenaventura, and members of the Committee on Judiciary.

I am Major General Kenneth Hara, Adjutant General, Director of the Hawaii Emergency Management Agency and Director of Homeland Security.

The Department of Defense provides testimony in **SUPPORT** of HB 2333 HD1.

The proposal of HB 2333, with the additions to HRS Chapter 128 A, will solidify the Hawaii Fusion Center under the Office of Homeland Security and establish the Director, Hawaii State Fusion Center, exempt from Chapter 76.

One of the major functions of the fusion center is to share information ensuring our partners are equipped with the necessary tools to keep Hawaii and the Nation safe, secure and resilient.

The Hawaii State Fusion Center serves as a focal point for the state for the receipt, analysis, gathering and sharing of threat-related information between the federal, state, local, and private sector partners. Fusion centers are situated in the state to empower front line law enforcement, public safety, fire, emergency responders, public health, critical infrastructure protection and private sector security personnel to understand the implications of intelligence for and to the State. The fusion center provides interdisciplinary expertise and situational awareness to inform decision-making at all levels of government. The Hawaii State Fusion Center conducts analysis and facilitates information sharing by assisting law enforcement and homeland security partners in preventing, protecting against and responding to crime, terrorism and all-hazard incidents.

The fusion center collaborates among all levels of government to receive, analyze, and disseminate threat related information in coordination with intelligence partners by coordinating with the 16

critical infrastructure sectors and lifelines, for example, electric, water, food, gas, utilities, communications, etc.

The collaboration includes the integration of cyber related threat information, cyber-crime prevention and analytic capabilities to assist in identifying cyber threats and indicators to individual networks and systems.

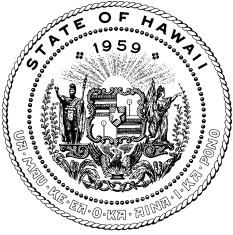
The intelligence analyst within the fusion center assist piecing together the disparate bits of information to form integrated views to produce actionable intelligence products on emerging cyber incidents, risk, threats, event, or trend.

In addition to the support to and from law enforcement with [alert@hiorca.org](mailto:alert@hiorca.org) portal, the Hawaii State Fusion Center works closely with all educational levels and security personnel to report school incidents, theft, threats, shootings, etc., in our [www.safekeiki.org](http://www.safekeiki.org) portal. In addition, many of our hotel security are part of the [www.hhvisa.org](http://www.hhvisa.org) portal, where again threats to our visitors are noted and provided to the appropriate law enforcement for investigation.

The Hawaii State Fusion Center is an important part of Hawaii's Homeland Security and the protection of our citizens and visitors.

Thank you for allowing me to testify in SUPPORT of House Bill 2333 HD1

MG Kenneth S. Hara, [kenneth.s.hara@hawaii.gov](mailto:kenneth.s.hara@hawaii.gov); 808-369-3455  
Dolores Cook, Administrator, [dolores.m.cook@hawaii.gov](mailto:dolores.m.cook@hawaii.gov), 808-369-3570



# HAWAII STATE ENERGY OFFICE STATE OF HAWAII

235 South Beretania Street, 5<sup>TH</sup> Floor, Honolulu, HI 96813 | energy.hawaii.gov

DAVID Y. IGE  
GOVERNOR

SCOTT J. GLENN  
CHIEF ENERGY OFFICER

(808) 587-3807

Testimony of  
**SCOTT J. GLENN, Chief Energy Officer**

before the  
**HOUSE COMMITTEE ON JUDICIARY**  
Tuesday, February 11, 2020  
2:05 PM  
State Capitol, Conference Room 325

**LATE**

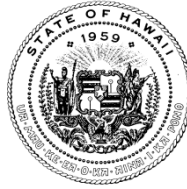
In SUPPORT of  
**HB 2333, HD1**  
**RELATING TO HOMELAND SECURITY.**

Chair Lee, Vice Chair San Buenaventura, and Members of the Committee, the Hawaii State Energy Office (HSEO) supports HB 2333, HD1, which establishes the Hawaii State Fusion Center as a program under the Office of Homeland Security and establishes the position of Hawaii State Fusion Center Director who shall be state-funded, responsible to the Director of Homeland Security, and accountable to manage the operations of the Center.

The State Homeland Security statutes (Chapter 128A, Hawaii Revised Statutes) were enacted to provide a homeland security law to provide for all homeland security functions of the State and its counties. It is intended to ensure that the State will be adequately prepared to deal with terrorist attacks; preserve the lives and property of the people of the State; and to protect the public peace, health, and safety.

The Hawaii State Fusion Center supports these objectives by being the focal point for sharing local, national, and international information and context with the national level intelligence community. These functions and roles are critical to the State. We support this bill provided that its passage does not replace or adversely impact priorities indicated in our Executive Budget.

Thank you for the opportunity to testify.



TESTIMONY BY:

JADE T. BUTAY  
DIRECTOR

Deputy Directors  
YNN A.S. ARAKI-REGAN  
DEREK J. CHOW  
ROSS M. HIGASHI  
EDWIN H. SNIFFEN

**LATE**

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

February 11, 2020  
2:05 p.m.  
State Capitol, Room 325

**H.B. 2333, HD1  
RELATING TO HOMELAND SECURITY**

House Committee on Judiciary

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The Department of Transportation (DOT) **supports** this bill to include the Hawaii Fusion Center in the Office of Homeland Security. The vision of the fusion center is to share information to ensure law enforcement and security partners are equipped with the necessary tools to keep Hawaii and the Nation safe, secure and resilient.

The overall goal of the DOT is to facilitate the rapid, safe, and economical movement of people, goods and mail into, within, and out of the State by providing and operating transportation facilities and supporting services. The DOT currently has three (3) Divisions: Airports, Harbors, and Highways, and are regulated by various federal agencies to ensure compliance with environmental, health, safety, law enforcement, and security requirements.

Current events such as terrorism, active shooter, insider threat, human smuggling, and trespassing impact our three transportation divisions. By this bill, the DOT will continue to receive timely information, both classified and unclassified, from the Hawaii Fusion Center that may threaten our transportation sectors.

Thank you for the opportunity to provide testimony.



STATE OF HAWAII  
DEPARTMENT OF EDUCATION  
P.O. BOX 2360  
HONOLULU, HAWAII 96804

**Date:** 02/11/2020  
**Time:** 02:05 PM  
**Location:** 325  
**Committee:** House Judiciary

**Department:** Education

**Person Testifying:** Dr. Christina M. Kishimoto, Superintendent of Education

**Title of Bill:** HB 2333, HD1 RELATING TO HOMELAND SECURITY.

**Purpose of Bill:** Establishes the Hawaii state fusion center as a program under the office of homeland security and establishes the position of Hawaii state fusion center director who shall be state-funded, responsible to the director of homeland security, and accountable to manage the operations of the center. (HD1)

**Department's Position:**

The Department of Education (Department) supports HB 2333.

The primary mission of the Hawaii State Fusion Center (HSFC) is to provide critical intelligence to Federal, State, and County law enforcement; emergency management; and safety/security agencies that would result in the proper preparation, mitigation, response, and recovery from all potential threats. The Department has established a strong, seamless, and transparent relationship with the HSFC and regularly interfaces with the HSFC during major safety and security incidents to include active threats affecting the Department's school campuses.

Additionally, the Department's participation helped the Hawaii State Fusion Center be awarded a Bureau of Justice Administration Students, Teachers, and Officers Preventing School Violence grant that will help develop and establish a much needed threat assessment program in the Department. As a result of the partnership, many of the Department's leadership received vital Threat Assessment training by the United States Secret Service.

The Department is a key member of Threat Team Oahu alongside other first responders and behavioral experts. This ensures top-notch law enforcement, emergency management, and community support are afforded to the Department's schools.

Thank you for the opportunity to provide testimony on this measure.

The Hawai'i State Department of Education is committed to delivering on our promises to

students, providing an equitable, excellent, and innovative learning environment in every school to engage and elevate our communities. This is achieved through targeted work around three impact strategies: school design, student voice, and teacher collaboration. Detailed information is available at [www.hawaiipublicschools.org](http://www.hawaiipublicschools.org).

DEPARTMENT OF EMERGENCY MANAGEMENT  
**CITY AND COUNTY OF HONOLULU**

650 SOUTH KING STREET • HONOLULU, HAWAII 96813  
PHONE: (808) 723-8960 • FAX: (808) 768-1492

KIRK CALDWELL  
MAYOR



HIROKAZU TOIYA  
DIRECTOR

JENNIFER M. WALTER  
DEPUTY DIRECTOR

February 10, 2020

The Honorable Chris Lee, Chair  
The Honorable Joy A. San Buenaventura, Vice Chair  
and Members of the Committee on Judiciary  
House of Representatives  
State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Chair Lee, Vice Chair San Buenaventura, and Members of the Committee on Judiciary:

SUBJECT: House Bill 2333, HD1 Relating to Homeland Security

House Bill 2333, HD1 amends HRS128A to establish the Hawaii State Fusion Center in the Office of Homeland Security, State of Hawaii Department of Defense. The Fusion Center is already serving a critical public safety function, and the proposed amendments will codify it in to state law to ensure that it can continue to support the growing need for actionable intelligence by law enforcement and other public safety agencies across all levels of government as well as the private sector. The City and County of Honolulu Department of Emergency Management (DEM) **SUPPORTS** HB2333, HD1.

We live in a time of not only physical threats but growing concerns over cyber and technological related threats. Evaluating and analyzing information from law enforcement and homeland security agencies from all levels across the country as well as open source information available on the internet and providing actionable intelligence specific to Hawaii is no small task. Protecting our islands against cyber threats requires strong coordination and leadership across the whole community including critical infrastructure that provides the utilities and lifelines that we depend on every day. We count on the Hawaii State Fusion Center to provide this valuable function so that we can collectively prevent, protect against, and if need be, respond more effectively to the threats against our communities.

Thank you for your consideration and for the opportunity to testify in support of this measure.

Sincerely,

A handwritten signature in black ink, appearing to read "Hirokazu Toiya".

Hirokazu Toiya  
Director



# BOARD OF WATER SUPPLY

CITY AND COUNTY OF HONOLULU  
630 SOUTH BERETANIA STREET  
HONOLULU, HI 96843  
www.boardofwatersupply.com



February 11, 2020

KIRK CALDWELL, MAYOR

BRYAN P. ANDAYA, Chair  
KAPUA SPROAT, Vice Chair  
KAY C. MATSUI  
RAY C. SOON  
MAX J. SWORD

ROSS S. SASAMURA, Ex-Officio  
JADE T. BUTAY, Ex-Officio

ERNEST Y. W. LAU, P.E.  
Manager and Chief Engineer

ELLEN E. KITAMURA, P.E.  
Deputy Manager and Chief Engineer *ek*

**LATE**

The Honorable Chris Lee, Chair  
and Members  
Committee on Judiciary  
House of Representatives  
Hawaii State Capitol, Room 325  
Honolulu, Hawaii 96813

Dear Chair Lee and Members:

Subject: House Bill 2333, House Draft 1: Relating to Homeland Security

The Board of Water Supply (BWS) strongly supports House Bill (HB) 2333, House Draft (HD) 1. As a water utility serving almost one million residents and visitors, the BWS is designated as part of Hawaii's critical infrastructure by the Department of Homeland Security. The BWS recognizes potential terrorist threats may significantly impact the health, safety and livelihood of every resident and visitor on the Island of Oahu.

Safeguarding our operation from these potential threats is the reason the BWS has become a partner of the Hawaii State Fusion Center (HSFC) under the direction of the Hawaii Department of Defense, through the signing of a Memorandum of Understanding (MOU) in June 2016. The MOU establishes efficient and timely sharing of information between two organizations to increase situational awareness of possible cyber-security issues and concerns.

With the current and actionable threat intelligence, coordinated and timely information dissemination, access to critical information sharing amongst Federal, State, County agencies and public-private entities is a critical component of our situational and operational programs for protecting against cyber and physical attacks. HB 2333, HD1, provides the mechanism to provide the necessary staffing for the HSFC to become operational and to meet its intended mission.

Should the HSFC, its Center Director, no longer be in existence, the BWS would lose a valued partner and ally in its mission to provide safe, dependable and affordable water now and into the future.

The Honorable Chris Lee, Chair  
and Members  
February 11, 2020  
Page 2

Thank you for the opportunity to testify on HB 2333, HD1.

Very truly yours,



ERNEST Y. W. LAU, P.E.  
Manager and Chief Engineer



TESTIMONY OF TINA YAMAKI  
PRESIDENT  
RETAIL MERCHANTS OF HAWAII  
February 11, 2020

Re: HB 2333 HD1 RELATING TO HOMELAND SECURITY

Good afternoon Chairperson Lee and members of the House Committee on Judiciary. I am Tina Yamaki, President of the Retail Merchants of Hawaii and I appreciate this opportunity to testify.

The Retail Merchants of Hawaii (RMH) is a statewide not-for-profit trade organization committed to supporting the retail industry and business in general in Hawaii. The retail industry is one of the largest employers in the state, employing 25% of the labor force.

The Retail Merchants of Hawaii **STRONGLY SUPPORTS HB 2333 HD 1 Relating to Homeland Security**. This measure formally establishes the Hawaii State Fusion Center and the Center's Director position

For many years, the Retail Merchant of Hawaii has been working in partnership with the Hawaii State Fusion Center. They are very influential in formulating partnerships between not only federal, state and county government agencies, but with business community partners like us that share information to combat safety and security problems and issues facing not only our industry but our community and government as well.

As property crimes continue to plague retailers, the Hawaii State Fusion Center has been instrumental in establishing the Hawaii Organized Retail Crime Alliance (HIORCA) website that is open only to law enforcement and retail investigators in an effort to share cross jurisdictional information to identify, disrupt, and apprehend Organized Retail Crime (ORC) crews. HIORCA operates like a business "crime watch" that allows law enforcement and retailers to communicate on a real time basis through alerts about criminal activity and incidents impacting their business or geographic area, as well as prevent other retail partners from being victimized.

The information that we receive from the Hawaii State Fusion Center is invaluable through their dissemination of information on leads, tips, trends, suspicious activities and more. It is only by continuing to work in partnership that we can maintain a Hawaii that is not only safe to visit but to live and work as well.

Mahalo for this opportunity to testify.

**HB-2333-HD-1**

Submitted on: 2/11/2020 12:56:48 AM

Testimony for JUD on 2/11/2020 2:05:00 PM

**LATE**

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Gerard Silva	Individual	Oppose	No

Comments: