

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 2, 2020

TO: The Honorable Clarence K. Nishihara, Chair
Senate Committee on Public Safety, Intergovernmental, & Military Affairs

FROM: Pankaj Bhanot, Director

SUBJECT: **SB 2889 - RELATING TO HOMELAND SECURITY**

Hearing: February 4, 2020, 1:30 p.m.
Conference Room 229, State Capitol

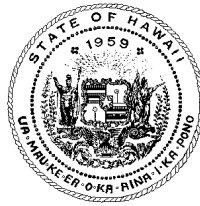
DEPARTMENT'S POSITION: The Department of Human Services (DHS) supports this administration measure.

PURPOSE: The purpose 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.

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 DHS 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



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

NOLAN P. ESPINDA
DIRECTOR

Maria C. Cook
Deputy Director
Administration

Shari L. Kimoto
Deputy Director
Corrections

Renee R. Sonobe Hong
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON SENATE BILL 2889
RELATING TO HOMELAND SECURITY.

by
Nolan P. Espinda, Director

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

Tuesday, February 4, 2020; 1:30 p.m.
State Capitol, Conference Room 229

Chair Nishihara, Vice Chair Wakai, and Members of the Committee:

The Department of Public Safety (PSD) supports Senate Bill (SB) 2889, which proposes to establish the Hawaii State Fusion Center as a program under the Office of Homeland Security and establishes the position of the Hawaii State Fusion Center Director.

The Hawaii State Fusion Center is a significant resource for local, state, and federal agencies to come together with private entities to share information to protect the health, safety, and security of our citizens.

Thank you for the opportunity to present this testimony.

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 3, 2020

The Honorable Clarence K. Nishihara, Chair
The Honorable Glenn Wakai, Vice Chair
and Members of the Committee on Public Safety,
Intergovernmental, and Military Affairs
House of Representatives
State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Nishihara, Vice Chair Wakai, and Members of the Committee on Public Safety,
Intergovernmental, and Military Affairs:

SUBJECT: Senate Bill 2889 Relating to Homeland Security

Senate Bill 2889 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** SB2889.

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 blue ink, appearing to read "Hirokazu Toiya".

Hirokazu Toiya
Director

Harry Kim
Mayor



Paul K. Ferreira
Police Chief

Kenneth Bugado Jr.
Deputy Police Chief

County of Hawai'i

POLICE DEPARTMENT

349 Kapi'olani Street • Hilo, Hawai'i 96720-3998
(808) 935-3311 • Fax (808) 961-2389

February 3, 2020

Senator Clarence K. Nishihara
Chairperson and Committee Members
Committee On Public Safety, Intergovernmental, & Military Affairs
415 South Beretania Street, Room 229
Honolulu, Hawai'i 96813

RE: SENATE BILL 2889, RELATING TO HOMELAND SECURITY

Dear Senator Nishihara:

The Hawai'i Police Department supports Senate Bill 2889, with its purpose to establish 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.

It is our strong belief that having a State agency whose primary mission is centered on serving as a focal point for collection, coordination, and risk assessment threats (to include cyber and biological threats) as they relate to our State as well as for potential Federal implications is in the best interests of both our law enforcement and general community. We further believe remaining vigilant of potential threats and ensuring proper plans are in place to deal with these threats are paramount strategies given today's global climate.

It is for these reasons, we urge this committee to approve this legislation.

Thank you for allowing the Hawai'i Police Department to provide comments relating to Senate Bill 2889.

Sincerely,


KENNETH BUGADO
DEPUTY POLICE CHIEF

BOARD OF WATER SUPPLY

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



February 4, 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 *EW*

The Honorable Clarence K. Nishihara, Chair
and Members
Committee on Public Safety, Intergovernmental, and
Military Affairs
State Senate
Hawaii State Capitol, Room 229
Honolulu, Hawaii 96813

Dear Chair Nishihara and Members:

Subject: Senate Bill 2889 Relating to Homeland Security

The Board of Water Supply (BWS) strongly supports Senate Bill (SB) 2889. 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 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. SB 2889 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 Clarence K. Nishihara, Chair
and Members
February 4, 2020
Page 2

Thank you for the opportunity to testify on SB 2889.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Ernest Y. W. Lau", with a long horizontal flourish extending to the left.

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



TESTIMONY OF TINA YAMAKI
PRESIDENT
RETAIL MERCHANTS OF HAWAII
FEBRUARY 4, 2020

Re: SB 2889 RELATING TO HOMELAND SECURITY

Good morning Chairperson Nishihara and members of the Senate Committee on Public Safety Intergovernmental & Military Affairs. 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 SB 2889 Relating to Homeland Security**. This measure formally 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.

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.

SB-2889

Submitted on: 2/3/2020 11:03:36 AM

Testimony for PSM on 2/4/2020 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Russell Seeney	Testifying for InfraGard Hawaii Members Alliance	Support	No

Comments:

We are in support of permanent funding for the Hawaii State Fusion Center and the Director position. The Fusion Center collects and provides consolidated cyber information and sends out alerts to many partner organizations concerning the latest cyber attacks.

This function is becoming more critical as cyber attacks from Nation State Actors has continuously increased each year and will not decrease.

Russell Seeney
President InfraGard Hawaii Members Alliance

President Pacific Business Services, Inc.

SB-2889

Submitted on: 2/1/2020 2:08:55 PM

Testimony for PSM on 2/4/2020 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Gerard Silva	Individual	Oppose	No

Comments:

This should be handaled throw the TSA We do not need to creat another Agencie just for this. This would be a Waste of Money!!



TESTIMONY BY:

JADE T. BUTAY
DIRECTOR

Deputy Directors
LYNN 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 4, 2020
1:30 p.m.
State Capitol, Room 229

S.B. 2889
RELATING TO HOMELAND SECURITY

Senate Committee on Public Safety, Intergovernmental & Military Affairs

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.

SB-2889

Submitted on: 2/4/2020 8:08:12 AM

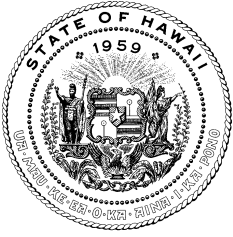
Testimony for PSM on 2/4/2020 1:30:00 PM

LATE

Submitted By	Organization	Testifier Position	Present at Hearing
Jerald Dolak	Testifying for HHVISA	Support	No

Comments:

The ultimate goal of a fusion center is to provide a mechanism where law enforcement, public safety, and private partners can come together with a common purpose and improve the ability to safeguard our homeland and prevent criminal activity. As a member of the private sector, it is reassuring that the information my organization provides is directed to representatives from federal, state, and local law enforcement agencies into one physical location.



HAWAII STATE ENERGY OFFICE STATE OF HAWAII

235 South Beretania Street, 5TH 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
**SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL,
AND MILITARY AFFAIRS**

Tuesday, February 4, 2020
1:30 PM
State Capitol, Conference Room 229

LATE

In SUPPORT of
SB 2889
RELATING TO HOMELAND SECURITY.

Chair Nishihara, Vice Chair Wakai, and members of the Committee. The Hawaii State Energy Office (HSEO) supports SB 2889, 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.



DEREK S. K. KAWAKAMI
Mayor

MICHAEL A. DAHLIG
Managing Director

POLICE DEPARTMENT COUNTY OF KAUAI

3990 KAANA STREET, SUITE 200
LIHUE, HAWAII 96766-1268
TELEPHONE (808) 241-1600
FAX (808) 241-1604
www.kauai.gov/police



TODD G. RAYBUCK
Chief of Police

LATE

Testimony of Todd Raybuck
Chief, Kaua'i Police Department

Before the
Senate Committee on Public Safety,
Intergovernmental, and Military Affairs
February 4, 2020; 1:30 pm
Conference Room 229

In consideration of
Senate Bill 2889
Relating to Homeland Security

Honorable Chair Clarence K. Nishihara, Vice Chair Glenn Wakai, and Members of the Committee:

The Kaua'i Police Department **supports** the passage of Senate Bill No. 2889, Relating to Homeland Security.

The Kaua'i Police Department feels strongly that establishing the Hawaii State Fusion Center as a program under the Office of Homeland Security and the position of the Hawaii State Fusion Center Director will greatly enhance the sharing of intelligence and threat-related information between law enforcement and public safety partners at the local, state, federal, and international levels.

If established, the Hawaii State Fusion Center through its Director, will be able to provide support and assistance to public safety and law enforcement agencies by closing existing information gaps. Fusion centers typically have access to sensitive databases to perform queries, have expert staffing on hand to receive intelligence and threat-related information from various sources, perform critical analysis, and disseminate intelligence to the appropriate agency or the public safety community as deemed necessary.

Some benefits of having a fusion center based in the State of Hawai'i include but are not limited to: improved collaboration and networking between law enforcement and homeland security agencies, identification of crime patterns and threats that may affect national security, mitigate vulnerabilities associated with infrastructure and cybersecurity, assist with deployment of resources and assets in emergency situations, and provide specialized training for law enforcement and public safety agencies.

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In closing, the Kaua`i Police Department supports the passage of Senate Bill No. 2889 for these reasons and we urge the committees to support this Bill.

Thank you for the opportunity to testify.

