

DAVID Y. IGE
GOVERNOR



CRAIG K. HIRAI
DIRECTOR

ROBERT YU
DEPUTY DIRECTOR

EMPLOYEES' RETIREMENT SYSTEM
HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
OFFICE OF THE PUBLIC DEFENDER

STATE OF HAWAII
DEPARTMENT OF BUDGET AND FINANCE
P.O. BOX 150
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ADMINISTRATIVE AND RESEARCH OFFICE
BUDGET, PROGRAM PLANNING AND
MANAGEMENT DIVISION
FINANCIAL ADMINISTRATION DIVISION
OFFICE OF FEDERAL AWARDS MANAGEMENT (OFAM)

WRITTEN ONLY
TESTIMONY BY CRAIG K. HIRAI
DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE
TO THE HOUSE COMMITTEE ON FINANCE
ON
HOUSE BILL NO. 1377

February 26, 2021
11:00 a.m.
Via Videoconference

RELATING TO CITATIONS

The Department of Budget and Finance (B&F) offers comments on House Bill (H.B.) No. 1377.

H.B. No. 1377 establishes an Electronic Citation Program; a \$5 electronic citation surcharge; and an Electronic Citation Special Fund to be administered by the Judiciary for traffic, misdemeanor, or other citations that are transmitted electronically to the Clerk of the Court. It also requires the Judiciary to adopt rules to establish a formula to distribute the special funds to the respective law enforcement agencies and the Administrative Director to the Courts. This bill also appropriates an unspecified amount of general funds in FY 22 to cover start-up costs for the Electronic Citation Program.

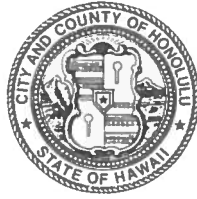
As a matter of general policy, B&F does not support the creation of any special fund which does not meet the requirements of Section 37-52.3, HRS. Special funds should: 1) serve a need as demonstrated by the purpose, scope of work and an explanation why the program cannot be implemented successfully under the general fund appropriation process; 2) reflect a clear nexus between the benefits sought and

charges made upon the users or beneficiaries or a clear link between the program and the sources of revenue; 3) provide an appropriate means of financing for the program or activity; and 4) demonstrate the capacity to be financially self-sustaining. In regards to H.B. No. 1377, it is difficult to determine whether the proposed special fund would be self-sustaining.

Thank you for your consideration of our comments.

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu.police.hawaii.gov



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AARON TAKASAKI-YOUNG
DEPUTY CHIEFS

OUR REFERENCE

CT-LC

February 26, 2021

The Honorable Sylvia Luke, Chair
and Members
Committee on Finance
House of Representatives
Hawaii State Capitol
415 South Beretania Street, Room 308
Honolulu, Hawaii 96813

Dear Chair Luke and Members:

SUBJECT: House Bill No. 1377, Relating to Citations

I am Calvin Tong, Major of the Traffic Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports House Bill No. 1377, Relating to Citations.

The HPD and Maui Police Department are conducting a pilot program using an electronic citation (eCitation) system. The eCitation system resolves issues that include the timely delivery of citations from the law enforcement agency to the Hawaii State Judiciary. Some of the benefits of the eCitation system are that it allows faster access for violators who wish to pay their fines and eliminates the task of prosecutors and Judiciary personnel having to interpret difficult to read handwritten citations. In addition, the eCitation system decreases the time that the officers spend interacting with motorists on the roadside, which is an officer safety concern.

This program is currently being funded by a federal grant that will expire. The establishment of an electronic surcharge will ensure that each participating county will have the necessary funding to cover the costs of maintaining this program.

The Honorable Sylvia Luke, Chair
and Members
February 26, 2021
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The HPD urges you to support House Bill No. 1377, Relating to Citations, and thanks you for the opportunity to testify.

Sincerely,



Calvin Tong, Major
Traffic Division

APPROVED:



Susan Ballard
Chief of Police



The Judiciary, State of Hawai'i

Testimony to the Thirty-First State Legislature, 2021 Session

House Committee on Finance
Representative Sylvia Luke, Chair
Representative Ty J. K. Cullen, Vice Chair

Friday, February 26, 2021, 11:00 a.m.
State Capitol, Conference Room 308
VIA VIDEOCONFERENCE

By:

Mark M. Santoki
Acting Deputy Chief Court Administrator
First Circuit

WRITTEN TESTIMONY ONLY

Bill No. and Title: House Bill No. 1377 – Relating to Citations

Purpose: Creates an electronic citation program under the Judiciary and establishes an electronic citation surcharge.

Judiciary's Position:

The Judiciary SUPPORTS this measure and provides the following comments.

Currently, the eCitation program is being used by the Maui Police Department and the Honolulu Police Department. The Judiciary has found that eCitations have resolved handwriting legibility issues as driver licenses and registrations are scanned directly into the eCitation eliminating the need to collect and scan paper citations. Although the program has improved case initiation efficiency, the eCitation program is not yet fully integrated with the Judiciary's Information Management System (JIMS). Once the systems are fully integrated, the Judiciary anticipates that there will no longer be delays in traffic case initiation and the motorist's ability to pay eligible fines/fees online.

The Judiciary has the following concerns regarding this legislation. Currently, only the 1st and 2nd Circuit traffic divisions are involved with the eCitation pilot program funded by grant funds through the Department of Transportation. Expansion to both the 3rd and 5th Circuits will likely require additional resources including equipment and personnel. Under the current bill, the Judiciary shall establish a formula to distribute funds to law enforcement agencies. Reoccurring costs to the Judiciary involving the eCitation application will also need to be addressed.

The successful implementation of eCitations statewide will require effective planning, coordination, and communication among the state and county agencies involved. The Judiciary respectfully requests that this measure include the establishment of an eCitation task force to address concerns regarding the formula and procedure to distribute funds, to establish metrics for evaluation, the possible expansion beyond traffic citations, law enforcement officer training, and the integration of JIMS with law enforcement computer systems.

Thank you for the opportunity to testify on this measure.

HB-1377

Submitted on: 2/25/2021 10:14:47 AM

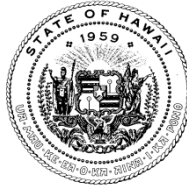
Testimony for FIN on 2/26/2021 11:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Karen Kahikina	Hawaii DOT	Support	No

Comments:

I am with the DOT and am available for questions/comments.

DAVID Y. IGE
GOVERNOR



TESTIMONY BY:

JADE T. BUTAY
DIRECTOR

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

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
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HONOLULU, HAWAII 96813-5097

February 26, 2021
11:00 A.M.
State Capitol, Videoconference

LATE

**H.B. 1377
RELATING TO CITATIONS**

House Committee on Finance

The Department of Transportation (DOT) **supports** H.B. 1377, which creates an electronic citation program under the Judiciary and establishes an electronic citation surcharge.

The implementation of an electronic, or eCitation, system would help rectify numerous deficiencies with paper citations, such as supervisors, prosecutors and Judiciary personnel having to decipher difficult-to-read handwritten notes, as well as untimely delivery of citations from law enforcement agencies to the Judiciary. These sometimes lead to dismissal of traffic citations and delays in access to citations.

eCitation technology provides numerous benefits to law enforcement, Judiciary and to the general public, including:

- Time savings and accuracy by scanning driver license and registrations to autopopulate eCitations;
- Officer and motorist safety as law enforcement officers spend less time on the side of the road writing and issuing the citation;
- Improved accuracy and efficiency in citation data entry into law enforcement agencies' Records Management Systems and the Judiciary Information Management System;
- Elimination of in-person deliveries or mailing of citations from rural police districts to the courts;
- Faster access to citations for violators who need to pay the fines; and
- Analysis of eCitation data (types of violations, geolocations, times of issuance, etc.) that can be used for traffic safety.

We believe that a statewide eCitation system is essential as we move towards streamlining processes and finding more efficient and effective solutions.

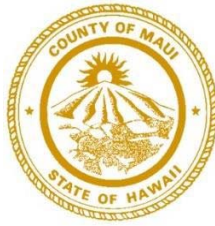
Thank you for the opportunity to provide testimony.

MICHAEL P. VICTORINO
Mayor

ANDREW H. MARTIN
Prosecuting Attorney

MICHAEL S. KAGAMI
First Deputy Prosecuting Attorney

ROBERT D. RIVERA
Second Deputy Prosecuting Attorney



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COUNTY OF MAUI
150 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
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TESTIMONY ON
H.B. 1337
RELATING TO CITATIONS.

February 25, 2021

The Honorable Sylvia Luke, Chair
The Honorable Ty J.K. Cullen, Vice Chair
and Members of the Committee on Finance

Chair Luke, Vice Chair Cullen, and Members of the Committee:

The Department of the Prosecuting Attorney, County of Maui supports H.B. 1377, Relating to Citations. This bill creates an electronic citation (“eCitation”) program under the Judiciary and establishes an electronic citation surcharge.

eCitation technology provides numerous benefits to law enforcement, the Judiciary and to the general public, including: increased efficiency and accuracy, greater officer and motorist safety, and improved timeliness with processing in the Judiciary Information Management System. In addition, analysis of eCitation data (i.e., types of violations, geolocations, and times of issuance) can be used to implement traffic safety programs and improve the safety of our roadways.

In Maui, the Maui Police Department currently uses eCitations through a federal grant-funded pilot program. The eCitation pilot program in Maui is considered a success - the technology allows MPD officers to more efficiently enforce traffic laws and ensure that citations are submitted to the Judiciary in a timely, accurate, and secure manner. However, the federal grant funding is not permanent. This bill creates a statewide eCitation program that will establish a surcharge to be distributed to each county to defray expenses and costs related to maintenance of the program, and ensure that the benefits of eCitation technology are successfully implemented across the State.

Thank you very much for the opportunity to provide testimony on this bill. Please feel free to contact our office at (808) 270-7777 if you have any questions or inquiries.



Subject: **Support HB 1377**

Dear Chair Luke, Vice Chair Cullen, and members of the House Committee on Finance,

My name is Kari Benes, and I am the chair of the Hawaii Strategic Highway Safety Plan (SHSP) asking for your support of HB1377. The improvements outlined in HB1377 provide a sustainable path to the e-citation program and will allow local traffic enforcement to continue using this effective and efficient technology. This measure aligns with the SHSP's data improvement priorities in the updated 2019-2024 plan.

The Hawaii Strategic Highway Safety Plan's vision is that all of Hawaii's road users arrive safely at their destinations. You can help us achieve our goal of reducing yearly fatalities, by supporting this measure.

To view the Strategic Highway Safety Plan, please visit <https://hidot.hawaii.gov/highways/shsp/>

Strategic Highway Safety Plan Mission

Save lives and reduce injuries on Hawaii's roadways through strategic partnerships and implementation of the Strategic Highway Safety Plan.

HB-1377

Submitted on: 2/25/2021 8:15:18 AM

Testimony for FIN on 2/26/2021 11:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
William Hankins	Individual	Support	No

Comments:

Currently MPD and HPD are the only law enforcement agencies involved in a pilot program using electronic citations. The pilot program is 100% federal grant funded , and it is not expected to last forever. We need to move forward with implementing electronic citations statewide across all LE agencies. To do this we need funding to support the program. This bill provides us a financial means to begin gradually expanding the program permanently. The benefits of electronic citations are widespread. Officers can quickly issue citations spending less time roadside. Errors due to legibility are obsolete with electronic citations. Once the citation is issued by the officers, the citation is immediately uploaded to the judiciary for processing saving time and money to handle processing versus manual entry. Citations turned in late by officers are no longer an issue with the electronic citation program, thus less citations will be dismissed due to timeliness. Please support this bill and help Hawaii law enforcement and our state judiciary move forward with the benefits of electronic citations permanently.