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# A BILL FOR AN ACT

RELATING TO GOVERNMENT.

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

1       SECTION 1. The purpose of this Act is to establish two new  
2 units within the criminal justice division of the department of  
3 the attorney general.

4       SECTION 2. Chapter 28, Hawaii Revised Statutes, is amended  
5 by adding two new parts to be appropriately designated and to  
6 read as follows:

7       "PART       .   SPECIAL INVESTIGATION AND PROSECUTION UNIT

8       §28-   Special investigation and prosecution unit. (a)

9       There is established in the department of the attorney general a  
10       special investigation and prosecution unit. The special  
11       investigation and prosecution unit shall consist of attorneys  
12       and other specialized personnel necessary to implement this  
13       section. Each attorney and specialist shall be appointed by the  
14       attorney general who shall fix the attorneys' and specialists'  
15       compensation. Every attorney and specialist shall be entitled  
16       to hold the attorney's and specialist's position during good



1 behavior, subject to removal by the attorney general only as  
2 provided in chapter 76.

3 (b) The special investigation and prosecution unit shall:

4 (1) Receive, gather, and analyze information;

5 (2) Develop tactical and strategic intelligence;

6 (3) Assist in the control of fraud, white collar crime,  
7 and public corruption;

8 (4) Provide technical assistance and training to county  
9 law enforcement agencies in the detection and  
10 prosecution of fraud and white collar crime, and  
11 public corruption; and

12 (5) Provide, with the attorney general's approval,  
13 specialized personnel and technological equipment for  
14 the use of law enforcement agencies in the State with  
15 respect to fraud, white collar crime, and public  
16 corruption.

17 (c) For purposes of this section, "white collar crime"  
18 includes, without limitation, crimes that are financially  
19 motivated and are nonviolent or not directly violent crimes that  
20 are committed by individuals, businesses, and government  
21 professionals.



1                    PART                    .    SEX AND HUMAN TRAFFICKING UNIT

2            §28-           Sex and Human Trafficking Unit.    (a)    There is  
3   established in the department of the attorney general a sex and  
4   human trafficking unit.    The sex and human trafficking unit  
5   shall consist of attorneys and other specialized personnel  
6   necessary to implement this section.    Each attorney and  
7   specialist shall be appointed by the attorney general who shall  
8   fix the attorneys' and specialists' compensation.    Every  
9   attorney and specialist shall be entitled to hold the attorney's  
10   and specialist's position during good behavior, subject to  
11   removal by the attorney general only as provided in chapter 76.

12            (b)    The sex and human trafficking unit shall:

13            (1)    Receive, gather, and analyze information;

14            (2)    Develop tactical and strategic intelligence;

15            (3)    Assist in the control of sex and human trafficking  
16            crime;

17            (4)    Provide technical assistance and training to county  
18            law enforcement agencies in the detection and  
19            prosecution of sex and human trafficking crime; and

20            (5)    Provide, with the attorney general's approval,  
21            specialized personnel and technological equipment for



1           the use of law enforcement agencies in the State with  
2           respect to sex and human trafficking crime."

3           SECTION 3. For each of the two units established under  
4 section 2 of this Act, the department of the attorney general  
5 shall submit an annual report to the legislature no later than  
6 twenty days prior to the convening of the regular session of  
7 2023, 2024, and 2025. For each unit, the annual report shall:

8           (1) Provide aggregated data pertaining to each unit's  
9           operation and case dispositions, including the number  
10          and type of cases investigated, charged, referred to  
11          other agencies, adjudicated with outcome, and closed;

12          (2) Identify the number and type of personnel employed by  
13          each unit, indicate whether any personnel were  
14          redeployed or utilized outside of the specialized  
15          areas within the purview of the unit, and, as  
16          applicable, specify the unit or type of work such  
17          personnel engaged in; and

18          (3) Provide any other findings and information necessary  
19          to evaluate the operation and efficacy of each unit,  
20          as well as any recommendations or proposed  
21          legislation.



SECTION 4. There is appropriated out of the general revenues of the State of Hawaii the sum of \$834,000 or so much thereof as may be necessary for fiscal year 2022-2023 for the operations of the special investigation and prosecution unit of the department of the attorney general and to establish the following positions within that unit:

- (1) Two permanent, full-time equivalent (2.0 FTE) deputy attorney general positions;
- (2) Three permanent, full-time equivalent (3.0 FTE) forensic analyst positions;
- (3) One permanent, full-time equivalent (1.0 FTE) legal assistant position;
- (4) Two permanent, full-time equivalent (2.0 FTE) investigator positions; and
- (5) One permanent, full-time equivalent (1.0 FTE) legal clerk position.

The sum appropriated shall be expended by the department of the attorney general for the purposes of this Act.

SECTION 5. There is appropriated out of the general revenues of the State of Hawaii the sum of \$754,000 or so much thereof as may be necessary for fiscal year 2022-2023 for the



1 operations of the sex and human trafficking unit of the  
2 department of the attorney general and to establish the  
3 following positions within that unit:

- 4 (1) One permanent, full-time equivalent (1.0 FTE)  
5 supervising deputy attorney general position;
- 6 (2) Two permanent, full-time equivalent (2.0 FTE) deputy  
7 attorney general positions;
- 8 (3) One permanent, full-time equivalent (1.0 FTE) human  
9 trafficking abatement coordinator position;
- 10 (4) One permanent, full-time equivalent (1.0 FTE) human  
11 services professional position;
- 12 (5) Two permanent, full-time equivalent (2.0 FTE)  
13 investigator positions;
- 14 (6) One permanent, full-time equivalent (1.0 FTE) legal  
15 assistant position; and
- 16 (7) One permanent, full-time equivalent (1.0 FTE) legal  
17 clerk position.

18 The sum appropriated shall be expended by the department of  
19 the attorney general for the purposes of this Act.

20 SECTION 6. New statutory material is underscored.

21 SECTION 7. This Act shall take effect on July 1, 2022.



**Report Title:**

Government; Department of the Attorney General; Special Investigation and Prosecution Unit; Sex and Human Trafficking Unit; Annual Report; Appropriation

**Description:**

Establishes and funds two new units within the Department of the Attorney General. Appropriates funds. (SD2)

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

