CONFERENCE COMMITTEE REP. NO. 124 -22

Honolulu, Hawaii

APR 29 , 2022

RE: H.B. No. 2171 H.D. 2 S.D. 1 C.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2171, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- Establish a Department of Law Enforcement to consolidate and administer criminal law enforcement and investigations functions of the State;
- (2) On January 1, 2023, transfer the law enforcement functions of the Department of Public Safety to the Department of Law Enforcement;
- (3) On January 1, 2023, reestablish the Department of Public Safety as an independent Department of Corrections and

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Rehabilitation to administer the corrections, rehabilitation, and reentry of the inmate population;

- (4) On July 1, 2023, transfer the law enforcement functions of the Department of Transportation, the non-statutorily mandated functions of the investigations division of the Department of the Attorney General, and the Office of Homeland Security to the Department of Law Enforcement;
- (5) Establish a Department of Law Enforcement training center and appropriate funds for a multi-purpose training and staff development and administrative support facility for the Department of Corrections and Rehabilitation and a new law enforcement complex at Mililani Technology Park for the Department of Law Enforcement; and
- (6) Appropriate funds for various positions in the Department of Law Enforcement and Department of Corrections and Rehabilitation and for pay increases for deputy sheriffs.
- Your Committee on Conference has amended this measure by:
- Changing the phasing of various parts of the measure, making the following parts effective on January 1, 2024:
 - (A) Part III, transferring law enforcement functions and personnel from the Department of Public Safety to the Department of Law Enforcement;
 - (B) Part IV, reestablishing the Department of Public Safety as the Department of Corrections and Rehabilitation, the Director of Public Safety as the Director of Corrections and Rehabilitation, establishing its deputy directors, and placing the authority and responsibilities of the Department of Corrections and Rehabilitation in Chapter 353, Hawaii Revised Statutes;
 - (C) Part V, transferring certain other law enforcement functions and personnel to the Department of Law Enforcement; and
 - (D) A new part VIII, relating to Department of Corrections and Rehabilitation positions;

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- (2) Amending the contents of the report required upon the death of an inmate or correctional facility employee to include the name of the decedent; provided that this information is not protected from disclosure by state or federal law;
- (3) Removing the disclosure of the name of the decedent as a discretionary act of the Director of Corrections and Rehabilitation;
- (4) Establishing in statute the new law enforcement complex at Mililani Technology Park and removing the appropriation for the law enforcement complex;
- (5) Removing the appropriation for the support facility for the Department of Corrections and Rehabilitation;
- (6) Reducing appropriations to the Department of Law Enforcement for positions and eliminating the appropriation for other operation costs and salary increases for deputy sheriffs;
- (7) Eliminating appropriations to the Department of Corrections and Rehabilitation;
- (8) Changing the effective date for parts II and VI to upon approval; and
- (9) Making technical, nonsubstantive amendments for the purpose of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2171, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2171, H.D. 2, S.D. 1, C.D. 1. CONFERENCE COMMITTEE REP. NO. 124 -22 Page 4

Respectfully submitted on behalf of the managers:

ON THE PART OF THE SENATE

CLARENCE K. NISHIHARA Chair

KEITH-AGARAN GILBERT S.C.

Co-Chair

KARL RHOADS Co-Chair

ON THE PART OF THE HOUSE

TAKASHI OHNO Co-Ghair

MARK M. NAKASHIMA Co-chair

BERTRAND KOBAYASHI Co-Chair



Hawaii State Legislature

Record of Votes of a Conference Committee

CCR124-22

Bill / Concurrent Resolution No.: HB 2171, HD 2, SD 1				Date/Time: 4/29/2022 10:40 mm					
The recommendation of the House and Senate managers is to pass with amendments (CD).									
The Committee is reconsidering its previous decision.									
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure				The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.					
Senate Managers	Α	WR	N	Е	House Managers	A	WR	Ν	E
NISHIHARA, Clarence K., Chr.	~				OHNO, Takashi, Co-Chr.	~			
KEITH-AGARAN, Gilbert S.C., Co-Chr.	~				NAKASHIMA, Mark M., Co-Chr.	~			
RHOADS, Karl, Co-Chr.	V				KOBAYASHI, Bertrand, Co-Chr.	~			
BAKER, Rosalyn H.	レ				GANADEN, Sonny	~			
FEVELLA, Kurt				~	MCDERMOTT, Bob				~
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TOTAL	Ч	0	0	1	TOTAL	4	0	0	1
$\mathbf{A} = Aye \qquad \mathbf{WR} = Aye \text{ with Reservations} \qquad \mathbf{N} = Nay \qquad \mathbf{E} = Excused$									
Senate Recommendation is:				House Recommendation is:					
Adopted Not Adopted				Adopted Not Adopted					
Senate Lead Chair's or Designee's Signature:				House Lead Chair's or Designee's Signature:					
Clarence in pishihen				Jahar M					
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