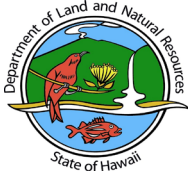


DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

**Before the Senate Committee on
WATER AND LAND**

**Wednesday, February 2, 2022
1:00 PM**

Via Video Conference, State Capitol, Conference Room 229

**In consideration of
SENATE BILL 3019
RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT
PROGRAM**

Senate Bill 3019 proposes to require the Department of Land and Natural Resources (Department) to pursue and obtain accreditation for the Conservation and Resources Enforcement Program from the Commission on Accreditation for Law Enforcement Agencies, Inc. and appropriates funding. **The Department supports this bill provided that its passage does not replace or adversely impact priorities indicated in the Executive Budget request.**

In 2009, the Department's Division of Conservation and Resources Enforcement participated in the Commission on Accreditation for Law Enforcement Agencies (CALEA) formal accreditation process. The past effort was stymied by the increased amount of funding needed to implement CALEA standards statewide, the costs to continue formal affiliation with CALEA as well as frustration encountered with consultation of new policies with the employee union. Due to these issues, it was determined that continuing the accreditation effort was not feasible.

The Department is open to participating in the CALEA accreditation process again and believes CALEA accreditation will lead to a high degree of professionalism of both DOCARE and its Conservation and Resources Enforcement Officers. We note participation will require appropriate amounts of funding needed for equipment purchases, training and possibly for capital improvements to DOCARE facilities to meet CALEA's standards. Funding will also be needed to maintain formal participation and affiliation with CALEA.

Thank you for the opportunity to comment on this measure.

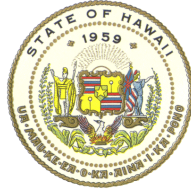
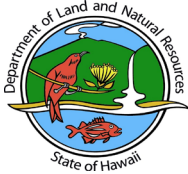
SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

ROBERT K. MASUDA
FIRST DEPUTY

M. KALEO MANUEL
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

DAVID Y. IGE
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Thank you for the opportunity to comment on this measure.

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CRAIG K. HIRAI
DIRECTOR

GLORIA CHANG
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
HONOLULU, HAWAII 96810-0150

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 SENATE COMMITTEE ON WATER AND LAND
ON
SENATE BILL NO. 3019

February 2, 2022
1:00 p.m.
Room 229 and Videoconference

RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT
PROGRAM

The Department of Budget and Finance (B&F) offers comments on this bill.

Senate Bill No. 3019 requires the Department of Land and Natural Resources (DLNR) to seek and obtain accreditation for the Conservation and Resources Enforcement Program from the Commission on Accreditation for Law Enforcement Agencies, Inc., and appropriates an unspecified amount of general funds for FY 23 to be expended by DLNR for this purpose.

B&F notes that the federal Coronavirus Response and Relief Supplemental Appropriations Act requires that states receiving Elementary and Secondary School Emergency Relief (ESSER) II funds and Governor's Emergency Education Relief II funds must maintain state support for:

- Elementary and secondary education in FY 22 at least at the proportional level of the state's support for elementary and secondary education relative to the state's overall spending, averaged over FYs 17, 18 and 19; and

- Higher education in FY 22 at least at the proportional level of the state's support for higher education relative to the state's overall spending, averaged over FYs 17, 18 and 19.

Further, the federal American Rescue Plan (ARP) Act requires that states receiving ARP ESSER funds must maintain state support for:

- Elementary and secondary education in FY 22 and FY 23 at least at the proportional level of the state's support for elementary and secondary education relative to the state's overall spending, averaged over FYs 17, 18 and 19; and
- Higher education in FY 22 and FY 23 at least at the proportional level of the state's support for higher education relative to the state's overall spending, averaged over FYs 17, 18 and 19.

The U.S. Department of Education has issued rules governing how these maintenance of effort (MOE) requirements are to be administered. B&F will be working with the money committees of the Legislature to ensure that the State of Hawai'i complies with these ESSER MOE requirements.

Thank you for your consideration of our comments.

SB-3019

Submitted on: 2/1/2022 12:32:18 PM

Testimony for WTL on 2/2/2022 1:00:00 PM

Submitted By	Organization	Testifier Position	Remote Testimony Requested
Maxx Phillips	Testifying for Center for Biological Diversity	Support	No

Comments:

The Center for Biological Diversity is in strong support of Senate Bill 3019.

Mahalo,

Maxx Phillips, Esq.

Hawai'i Director and Staff Attorney

Center *for* Biological Diversity

1188 Bishop Street, Suite 2412

Honolulu, Hawai'i 96813

SB-3019

Submitted on: 1/31/2022 10:02:54 PM

Testimony for WTL on 2/2/2022 1:00:00 PM

Submitted By	Organization	Testifier Position	Remote Testimony Requested
CANDYCE MURPHY	Individual	Support	No

Comments:

Law enforcement has a profound impact on our lives, rights, safety, society, and rightfully so, incurs some of the highest liability amongst professions. With even more visibility and emphasis on procedural standardization, it's imperative that SB3019 is passed. Why should we expect anything less from our law enforcement agencies State or County, big or small?

The State of Hawaii appears to be in the process of realizing the benefits of standardization and has created a Law Enforcement Standards Board. Separately, various other state law enforcement agencies are pursuing unification under a proposed Department of Law Enforcement which no doubt will share and standardize professionalism, capabilities, logistics, expertise, etc. via HB2171.

DOCARE is part of the Law Enforcement Standards Board, but for whatever reason is not included in HB2171. Should HB2171 pass, you will have two main law enforcement entities: the county police and the newly formed State Department of Law Enforcement. DOCARE will remain in the periphery as a law enforcement agency operating independently and outside of their standards. SB3019 is strongly needed to ensure that DOCARE is operating at standards on par with the nation and the rest of the State of Hawaii.

SB-3019

Submitted on: 2/1/2022 8:39:13 AM

Testimony for WTL on 2/2/2022 1:00:00 PM

Submitted By	Organization	Testifier Position	Remote Testimony Requested
Denise E Antolini	Individual	Support	No

Comments:

Aloha Chair Inouye, Vice-Chair Agaran, and Committee Members,

I support SB3019, contingent on adequate funding and staffing for DOCARE specifically dedicated to CALEA Accreditation, which is a complex and long process, and requires substantial annual work to maintain standards.

Accreditation at this level is not a "one and done" proposition - it requires expertise, consultation, collaboration with the national CALEA center, and lots (lots!) of training and reporting. All of this is a good thing, IF budget and staffing are provided. If not, then accreditation becomes a drag on already thin DOCARE resources.

In my professional capacity as a professor of law at the William S. Richardson School of Law, I have worked with DOCARE for over a decade on a number of capacity building projects, including designing the "new" DOCARE Academy and, for some time, the CALEA Accreditation process.

Regarding CALEA Accreditation, I observed and sought to assist, in a small way, the efforts of DLNR, under the leadership of then-Director Laura Thielen, to secure CALEA accreditation. DOCARE and the Law School collaborated on dedicating part of the DOCARE Law Fellow's time for several years to securing and maintaining CALEA Accreditation.

While I am in strong support of national accreditation and all the benefits that brings for professionalism and moral, and performance, for DOCARE, this kind of accreditation can be accomplished only with strong administrative staffing support, dedicated to the task, on an annual basis.

Mahalo for considering my testimony - and for supporting DOCARE!

Denise Antolini

Professor of Law, William S. Richardson School of Law



HAWAII GOVERNMENT EMPLOYEES ASSOCIATION

AFSCME Local 152, AFL-CIO

RANDY PERREIRA, Executive Director • Tel: 808.543.0011 • Fax: 808.528.0922

LATE

The Thirty-First Legislature, State of Hawaii
The Senate
Committee on Water and Land

Testimony by
Hawaii Government Employees Association

February 2, 2022

S.B. 3019 – Relating to the Conservation and Resources
Enforcement Program

The Hawaii Government Employees Association, AFSCME Local 152, AFL- CIO supports the intent of S.B. 3019, which requires the Department of Land and Natural Resources to pursue and obtain accreditation for the Conservation and Resources Enforcement Program from the Commission on Accreditation for Law Enforcement Agencies, Inc.

We believe the accreditation will provide the Conservation and Resources Enforcement Program the ability to maintain national standards and best practices for the specific law enforcement officers within this program. Obtaining the proper training, equipment and organizational support will assist the officers in their job performance in servicing the public.

Thank you for the opportunity to testify in support of S.B. 3019.

Respectfully submitted,

Randy Perreira
Executive Director