



*Homeland Security Investigations  
Office of the Special Agent in Charge*

**U.S. Department of Homeland Security**  
595 Ala Moana Blvd  
Honolulu, HI 96813

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WRITTEN TESTIMONY  
SB 3139

Testimony of John F. Tobon  
Special Agent in Charge  
Homeland Security Investigations

March 1, 2022

ICE - Homeland Security Investigations (HSI) fully supports enactment of HB 2171.

HSI special agents work extensively with law enforcement officers of the State of Hawaii on investigations targeting transnational organized criminal (TOC) activity. The threat posed by TOCs operating within the state have evolved significantly over the last decade, this evolution necessitates the establishment of a new department of law enforcement to complement the work of the country departments. The stated goals of the new department are consistent with ongoing federal efforts.

We also support the establishment of a law enforcement training center where federal, state, and local law enforcement officers can maintain proficiency in the tactical, technical, and legal aspects of their duties. Increasing the quality of law enforcement personnel at all levels is critical to earning the trust and respect of the people whom we serve.



U.S. Immigration  
and Customs  
Enforcement

**LATE**



**U.S. Department of Justice**

Bureau of Alcohol, Tobacco,  
Firearms and Explosives  
1521 First Avenue S., STE 600  
Seattle, WA 98134

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February 14, 2022

[www.atf.gov](http://www.atf.gov)

The Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) supports the enactment of SB 3139. The Honolulu ATF Field Office (HFO) has the responsibility for the enforcement of federal firearm and explosives laws, as well as regulating the firearm and explosives industries in the State of Hawai'i. The establishment of a new Department of Law Enforcement to incorporate these many law enforcement agencies under one command would increase efficiency with a uniform command structure, providing one standard for accountability and training. This would be beneficial to the enforcement and regulation of federal firearm and explosive laws and regulations across all counties.

The HFO has limited personnel. This office supports and is supported by agencies under this proposed bill. Under this new department, a unified training center would be of great benefit to both State and federal partners. Cooperative training with these various law enforcement agencies in tactical and investigative techniques would enhance law enforcement officers' safety and provide a better service to the community.

Jonathan T. McPherson  
Special Agent in Charge  
Seattle Field Division

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:30:05 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Edward R. Trevino Jr	Testifying for Sheriff Division	Support	No

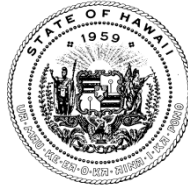
Comments:

I wholeheartedly support this Bill to make our own department. I've had the honor of serving both Divisions of Public Safety, Corrections and Sheriffs. I can tell you first hand that the bias is there between the two divisions. Money doesn't get allocated for the sheriffs the way it does for corrections. The Sheriff division is in great need of their own budget and New equipment. I for one work in a courthouse where I have to work with no computer to do reports or a vehicle to transport custodies. We as a division don't have the man power to do the visits and at times operate at a level where we can not cover Officer Safety and that puts the officer in jeopardy of something dangerous happening to them. We as a division can better become a Full Service Department servicing not just State facilities but all of the State and counties. Please support this as I and my Brothers and Sisters in the Sheriffs do.

Thank You

Edward Trevino Jr

Deputy II, Sheriffs Division



JADE T. BUTAY  
DIRECTOR

Deputy Directors  
ROSS M. HIGASHI  
EDUARDO P. MANGLALLAN  
PATRICK H. MCCAIN  
EDWIN H. SNIFFEN

**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

March 3, 2022  
10:30 a.m.  
State Capitol, Teleconference

**S.B. 3139, S.D. 1**  
**RELATING TO PUBLIC SAFETY**

Senate Committees on Ways and Means & Judiciary

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The Department of Transportation is in **support** of S.B. 3139, S.D. 1, which would enhance state law enforcement and correction services by separating the Department of Public Safety into two departments. One being a new Department of Law Enforcement with a mission to consolidate and administer criminal law enforcement and investigation functions of the State and reestablish the Public Safety Department as an independent Department of Corrections and Rehabilitation with a single mission to administer the corrections and rehabilitation.

By establishing two separate departments, it would allow both to focus more clearly on their respective missions. By combining the Sheriff's Department Deputies and Harbor Police into one unit, it could standardize job requirements and training. With such broad and critical responsibilities, along with increased public scrutiny, it is more important than ever to provide the Sheriff Deputies the resources, adequate training, and leadership to address the many challenges they face.

Thank you for the opportunity to provide testimony.

# OFFICE OF INFORMATION PRACTICES

STATE OF HAWAII  
NO. 1 CAPITOL DISTRICT BUILDING  
250 SOUTH HOTEL STREET, SUITE 107  
HONOLULU, HAWAII 96813  
TELEPHONE: 808-586-1400 FAX: 808-586-1412  
EMAIL: oip@hawaii.gov

To: Senate Committees on Ways and Means and on Judiciary

From: Cheryl Kakazu Park, Director

Date: March 3, 2022, 10:30 a.m.  
State Capitol, Conference Room 211 and Via Videoconference

Re: Testimony on S.B. No. 3139, S.D. 1  
Relating to Public Safety

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Thank you for the opportunity to submit testimony on this bill, which would establish a Department of Law Enforcement to administer the criminal law enforcement and investigations functions of the State and would reestablish the Department of Public Safety as an independent Department of Corrections and Rehabilitation to administer the corrections, rehabilitation, and reentry of the inmate population. The Office of Information Practices (OIP) testified previously on the reporting requirement set out in proposed section 353-G, HRS, but the S.D. 1 version of this bill was amended to address OIP's comments and **OIP has no further concerns regarding this bill.**

DAVID Y. IGE  
GOVERNOR



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 COMMITTEES ON WAYS AND MEANS AND JUDICIARY  
ON  
SENATE BILL NO. 3139, S.D. 1

**March 3, 2022**  
**10:30 a.m.**  
**Room 211 and Videoconference**

RELATING TO PUBLIC SAFETY

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

Senate Bill No. 3139, S.D. 1, does the following: 1) establish a new Department of Law Enforcement (DLE) to consolidate and administer criminal law enforcement and investigations functions of the Department of Transportation (DOT), certain investigations functions of the Department of the Attorney General (AG), functions of the Office of Homeland Security (OHS), and current law enforcement and investigations functions of the Department of Public Safety (PSD); 2) rename PSD as the Department of Corrections and Rehabilitation (DCR), which will administer the corrections, rehabilitation, reentry, and related functions currently assigned to PSD; 3) establish a training center within DLE to provide all State and county law enforcement entities the highest level of core and continuing education and training; 4) appropriate \$4,121,309 in general funds to DLE for FY 23 to establish and fill 70.00 new, permanent full-time equivalent (FTE) positions and for other operating expenditures; and 5) appropriate \$280,782 in general funds to DCR for FY 23 to establish and fill 8.00 new, permanent

FTE positions. This bill intends to reorganize the State's law enforcement structure to effectively carry out law enforcement operations for the State and to allow the efficient use of resources in administering correctional programs and administering and maintaining public and private correctional services. However, the bill does not intend to impair or diminish the longstanding authority and responsibility of county police departments to enforce laws on State lands within their respective counties.

B&F defers to PSD, DOT, AG, and OHS on the potential operational impacts of this measure to their respective agencies. Additionally, B&F notes that, with respect to the general fund appropriations in this bill, 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 also requires that states receiving ARP ESSER funds must maintain state support for:

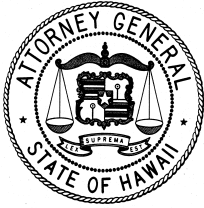
- Elementary and secondary education in FY 22 and FY 23 at least at the proportional level of the state's support for elementary and secondary education relative to the state's overall spending, averaged over FYs 17, 18 and 19; and

- 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.





**WRITTEN TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
THIRTY-FIRST LEGISLATURE, 2022**

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**ON THE FOLLOWING MEASURE:**

S.B. NO. 3139, S.D. 1, RELATING TO PUBLIC SAFETY.

**BEFORE THE:**

SENATE COMMITTEES ON WAYS AND MEANS AND ON JUDICIARY

**DATE:** Thursday, March 3, 2022                      **TIME:** 10:30 a.m.

**LOCATION:** State Capitol, Room 211, Via Videoconference

**TESTIFIER(S):**     **WRITTEN TESTIMONY ONLY.**  
(For more information, contact Craig Iha,  
Deputy Attorney General, at (808) 587-2978)

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Chairs Dela Cruz and Rhoads and Members of the Committees:

The Department of the Attorney General supports this bill.

This bill separates the Department of Public Safety (DPS) into two discrete departments by establishing a new Department of Law Enforcement (DLE) to administer criminal law enforcement and investigations functions of the State, effective upon approval; and reestablishing DPS as an independent Department of Corrections and Rehabilitation (DCR) to administer the corrections, rehabilitation, and reentry of the inmate population. The bill transfers the law enforcement functions of DPS to DLE. The bill also transfers the non-statutorily mandated investigative functions of the Department of the Attorney General's Investigations Division, the law enforcement functions of the Department of Transportation-Harbors, and the Office of Homeland Security from the Department of Defense to DLE. The bill further makes appropriations to DLE and DCR to carry out the purposes of the bill, and for the departments to become operational.

The bill also establishes a statewide law enforcement training center within DLE that will train all non-federal, state law enforcement officers in accordance with minimum certification standards to be set by the Law Enforcement Standards Board established in chapter 139, Hawaii Revised Statutes.

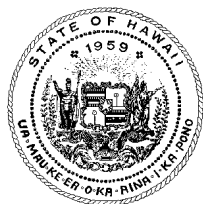
This bill improves the State's ability to meet the needs of inmates and pretrial detainees by consolidating corrections and rehabilitation functions into a single, dedicated department. In this manner the bill promotes the efficient use of resources in

administering correctional programs and administering and maintaining public and private correctional services, without the need to split the department's focus with law enforcement responsibilities. It also allows for a greater focus on rehabilitation initiatives by creating a position for one deputy director that will solely oversee the rehabilitation services and programs of the DCR.

This bill enhances state law enforcement services by establishing a single chain of command for law enforcement responsibilities within a single state department. This will improve decision making, promote accountability, streamline communication, decrease costs, reduce duplication of efforts, provide uniform training and standards, and promote uniform standards of law enforcement services.

Finally, section 49 of the bill was amended in Senate Draft No. 1 to contain a single, defective effective date of July 31, 2050. Section 53 of the bill, as introduced, makes different parts of the bill effective in three different phases – upon approval, January 1, 2023, and July 1, 2023. Should the Legislature pass this bill we recommend restoring these phased effective dates to allow adequate time for any administrative and operational transitions to occur.

Thank you for the opportunity to testify in support of this bill.



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
1177 Alakea Street, 6th Floor  
Honolulu, Hawaii 96813

**MAX N. OTANI**  
DIRECTOR

**Maria C. Cook**  
Deputy Director  
Administration

**Tommy Johnson**  
Deputy Director  
Corrections

**Jordan Lowe**  
Deputy Director  
Law Enforcement

No. \_\_\_\_\_

TESTIMONY ON SENATE BILL 3139, SENATE DRAFT 1  
RELATING TO PUBLIC SAFETY.

By  
Max N. Otani, Director

Senate Committee on Ways and Means  
Senator Donovan M. Dela Cruz, Chair  
Senator Gilbert S.C. Keith-Agaran, Vice Chair

Senate Committee on Judiciary  
Senator Karl Rhoads, Chair  
Senator Jarrett Keohokalole, Vice Chair

Thursday, March 3, 2022; 10:30 a.m.  
Via Videoconference

Chairs Dela Cruz and Rhoads, Vice Chairs Keith-Agaran and Keohokalole, and  
Members of the Committees:

The Department of Public Safety (PSD) strongly supports Senate Bill (SB) 3139, Senate Draft (SD) 1, which establishes a State Department of Law Enforcement to consolidate and administer criminal law enforcement and investigative functions into a single unified statewide department. The measure also reestablishes the Department of Public Safety as an independent Department of Corrections and Rehabilitation to administer the corrections, rehabilitation, and reentry of the inmate population.

Currently, the Corrections Division and the Law Enforcement Division of PSD have distinctly different and unique core missions. They operate independently of each other, with different functions, goals, and objectives. Differences in the respective officers' selection process and training are significant. Selection of senior management is also problematic due to the limited pool of managers with expertise in both Corrections and Law Enforcement.

Establishment of the two (2) separate entities would enable the Department of Corrections and Rehabilitation to more effectively focus on the safety and well-being of the inmates sentenced to its custody and care and better prepare inmates for successful reentry and reintegration back into the community.

Establishment of the Department of Law Enforcement will consolidate current PSD law enforcement divisions, such as, the Sheriffs Division, Narcotics Enforcement Division, and the Internal Affairs Office. It would also include the Department of Transportation Harbor Police, non-federally mandated investigators from the Department of Attorney General Investigation Division, and the Office of Homeland Security into the new, centralized law enforcement department.

The benefits of establishing the Department of Law Enforcement include, but are not limited to the following:

1. Enhanced investigative services with the addition of criminal investigators from the AG Investigation Division.
2. Enhanced exchange of intelligence from the consolidation of the Office of Homeland Security into the Department of Law Enforcement. Includes the establishment of an Intelligence Enforcement Unit to investigate and validate foreign and domestic threats against the State of Hawaii, to include the Daniel K. Inouye International Airport.
3. The Department of Law Enforcement includes another layer of management of its law enforcement assets with the addition of Captain and Lieutenant positions for better accountability and reduction of liability.
4. The consolidation of Harbor Police is a force multiplier for incidents at the harbors and airports. It further offers additional career advancement opportunities and pathways for harbor police officers to promote and transfer to other specialty assignments.
5. A single unified statewide law enforcement command structure streamlines communication, promotes accountability, operational flexibility, and resource management.

6. The establishment of a law enforcement specific training program will ensure that the highest standards of training will be adhered to, which would substantially reduce liability to the State.

SB 3139, SD 1 further appropriates funds for the establishment of the Department of Law Enforcement and Department of Corrections and Rehabilitation.

The Department of Public Safety supports the amendments proposed in SD 1, incorporating language clarifying the distinction between county and state law enforcement, specifically as regards the establishment of the state law enforcement training center. PSD asserts that the intent of the state law enforcement training center would be to train all State Department of Law Enforcement personnel and respectfully urges the Committees on Ways and Means and Judiciary to pass SB 3139, SD 1.

Thank you for the opportunity to present this testimony.

DAVID Y. IGE  
GOVERNOR



KENNETH S. HARA  
MAJOR GENERAL  
ADJUTANT GENERAL

STEPHEN F. LOGAN  
BRIGADIER GENERAL  
DEPUTY ADJUTANT GENERAL

STATE OF HAWAII  
**DEPARTMENT OF DEFENSE**  
**OFFICE OF THE ADJUTANT GENERAL**  
3949 DIAMOND HEAD ROAD  
HONOLULU, HAWAII 96816-4495

TESTIMONY ON SENATE BILL 3139  
A BILL RELATED TO PUBLIC SAFETY

PRESENTATION TO THE  
COMMITTEES ON WAYS AND MEANS, AND JUDICIARY

BY

MAJOR GENERAL KENNETH S. HARA  
ADJUTANT GENERAL  
DIRECTOR OF THE HAWAII EMERGENCY MANAGEMENT AGENCY  
AND HOMELAND SECURITY ADVISOR

March 3, 2022

Chairs Dela Cruz, Rhoads, Vice Chairs Keith-Agaran, Keohokaloe, and Members of the Committees on Ways and Means, and Judiciary.

I am MG Kenneth S. Hara, Adjutant General, Director of Emergency Management, and Homeland Security Advisor. Thank you for the opportunity to submit testimony in **SUPPORT** of SB 3139.

The proposal of SB 3139, aims to establish an independent and new Department of Law Enforcement. This objective includes having the Office of Homeland Security (OHS), currently under the State Department of Defense, transfer to the Department of Law Enforcement.

The Office of Homeland Security is uniquely suited to support the Department of Law Enforcement's stated focus to consolidate and administer the criminal law enforcement and investigations of the state. The Office of Homeland Security leads the state's effort to provide resources, and relevant actionable intelligence in a timely manner to prevent, mitigate, and respond to emergent threats to our residents and critical infrastructure.

OHS facilitates intelligence sharing between local, state, and federal agencies, the public and private sectors through the Hawaii State Fusion Center (HSFC). The HSFC is a well-established entity that is structured to empower front-line law enforcement, fire service, emergency management, public health, and other partners to understand local implications of national intelligence, thus enabling local officials to better protect their communities.

Additionally, OHS also leads multi-agency efforts related to preventing targeted violence, enhancing cyber security, coordinating interoperable public safety communications, and managing homeland security grants for the state. Leveraging these capabilities with the proposed Department of Law Enforcement will greatly enhance its effectiveness. A State Department of Law Enforcement is a logical and necessary step to improve efficiency and to meet increasingly complex security challenges faced by the law enforcement community.

Thank you for allowing me to testify in **SUPPORT** of Senate Bill 3139.

MG Kenneth S. Hara: [kenneth.s.hara@hawaii.gov](mailto:kenneth.s.hara@hawaii.gov), 808-672-1211  
Frank Pace, Administrator: [frank.j.pace@hawaii.gov](mailto:frank.j.pace@hawaii.gov), 808-369-3570

DAVID Y. IGE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF DEFENSE**  
**OFFICE OF THE ADJUTANT GENERAL**  
3949 DIAMOND HEAD ROAD  
HONOLULU, HAWAII 96816-4495

**KENNETH S. HARA**  
MAJOR GENERAL  
ADJUTANT GENERAL

**STEPHEN F. LOGAN**  
BRIGADIER GENERAL  
DEPUTY ADJUTANT GENERAL

TESTIMONY ON SENATE BILL 3139  
A BILL RELATED TO PUBLIC SAFETY

PRESENTATION TO THE  
COMMITTEES ON WAYS AND MEANS, AND JUDICIARY

BY

FRANK J. PACE  
ADMINISTRATOR  
HAWAII OFFICE OF HOMELAND SECURITY

March 3, 2022

Chairs Dela Cruz, Rhoads, Vice Chairs Keith-Agaran, Keohokaloe, and Members of the Committees on Ways and Means, and Judiciary.

I am Frank Pace, Administrator for the Hawaii Office of Homeland Security. Thank you for the opportunity to submit testimony in **SUPPORT** of SB 3139.

The Office of Homeland Security supports SB 3139, which aims to establish an independent and new Department of Law Enforcement. The proposed department's objectives include having the Office of Homeland Security (OHS), which currently falls under the State Department of Defense, transfer to the Department of Law Enforcement.

The mission and capabilities of OHS are aligned with and would enhance, the Department of Law Enforcement's focus to consolidate and administer the criminal law enforcement and investigations of the state. The Office of Homeland Security leads the state's effort to provide resources, actionable intelligence, and multi-agency coordination in a timely manner to prevent, mitigate, and respond to emergent threats to our residents and critical infrastructure.

OHS facilitates intelligence sharing between local, state, and federal agencies, the public and private sectors through the Hawaii State Fusion Center (HSFC). The HSFC is a well-established entity that is structured to empower front-line law enforcement, fire service, emergency management, public health, and other partners to understand local implications of national intelligence, thus enabling local officials to better protect their communities.



The Plans and Operations Branch coordinates several statewide programs that include implementation of the state homeland security strategy, critical infrastructure protection, cybersecurity resiliency, and elections security. These efforts have always aligned with state law enforcement objectives. Bringing these programs under the Department of Law Enforcement would further enhance initiatives focused on protecting the State of Hawaii.

Additionally, OHS also leads multi-agency efforts related to preventing targeted violence, coordinating interoperable public safety communications, and managing homeland security grants for the state. As with the HSFC and the Plans and Operations Branch, leveraging these capabilities with the proposed Department of Law Enforcement will greatly enhance its effectiveness.

The proposed Department of Law Enforcement is a logical and necessary step to meet the increasingly complex security challenges faced by the law enforcement community within the State of Hawaii.

Thank you for allowing me to testify in **SUPPORT** of Senate Bill 3139.

Frank Pace, Administrator: [frank.j.pace@hawaii.gov](mailto:frank.j.pace@hawaii.gov), 808-369-3570

DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

ALII PLACE  
1060 RICHARDS STREET • HONOLULU, HAWAII 96813  
PHONE: (808) 768-7400 • FAX: (808) 768-7515

STEVEN S. ALM  
PROSECUTING ATTORNEY

THOMAS J. BRADY  
FIRST DEPUTY  
PROSECUTING ATTORNEY



**THE HONORABLE DONOVAN M. DELA CRUZ, CHAIR  
SENATE COMMITTEE ON PUBLIC WAYS AND MEANS**

**THE HONORABLE KARL RHOADS, CHAIR  
SENATE COMMITTEE ON JUDICIARY**

**Thirty-first State Legislature  
Regular Session of 2022  
State of Hawai`i**

March 3, 2022

**RE: S.B. 3139, S.D. 1; RELATING TO PUBLIC SAFETY.**

Chair Dela Cruz, Chair Rhoads, Vice-Chair Keith-Agaran, Vice-Chair keohokalole, members of the Senate Committee on Ways and Means, and members of the Senate Committee on Judiciary, the Department of the Prosecuting Attorney of the City and County of Honolulu (“Department”) submits the following testimony in **support** of S.B. 3139, S.D. 1, **with suggested amendments**.

The purpose of S.B. 3139, S.D. 1, is to divide the current Department of Public Safety into two separate departments: Department of Law Enforcement, and Department of Corrections and Rehabilitation. Because the goals and functions of law enforcement are very different from those of corrections and rehabilitation, having two separate departments to serve these functions would allow each department to be more effective in their respective areas of expertise. In particular, having a dedicated department for state law enforcement officers would provide state officers with uniform training, and allow that department to respond with increased flexibility.

The Department greatly appreciates S.B. 3139, S.D. 1’s assurance that the “legislature does not intend to impair or diminish the longstanding authority and responsibility of county police departments to enforce the laws of the state” (page 5, lines 1-3). In keeping with this

sentiment, and with due deference to the county police departments, the Department suggests a few small amendments, for greater clarity:

Page 3, line 5 – delete “and county”

Page 3, line 10 – replace “non-federal” with either “department of” or “state”

Page 3, line 12 – add “all state law enforcement officers”

These amendments will help to clarify the county police departments’ authority to maintain their own independent training and training centers, while still being held to the standards of the Law Enforcement Standards Board.

For all of the foregoing reasons, the Department of the Prosecuting Attorney of the City and County of Honolulu **supports** the passage of S.B. 3139, S.D. 1, **with suggested amendments**. Thank you for the opportunity to testify on this matter.

**SB-3139-SD-1**

Submitted on: 3/1/2022 5:05:29 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

Submitted By	Organization	Testifier Position	Remote Testimony Requested
Koa Dobrowolsky	Testifying for State of Hawaii Sheriff Division	Support	No

Comments:

Chair Dela Cruz, Chair Rhoads, Vice Chair Keith-Agaran, Vice Chair Keohokalole, and Members of the Committees:

I am Lanikoa Dobrowolsky, First Deputy of the Sheriff Division. Thank you for the opportunity to submit testimony in SUPPORT of SB3139.

I fully support SB3139 and believe that consolidating the State Law Enforcement services under a single agency is long overdue. The consolidation will allow for streamlined command and control, increased accountability, consistent recruitment, training standardization, consistent operational procedures, and single agency policy oversight that will soon meet CALEA accreditation. Consolidation will also allow for ease in prosecution of criminal cases and the ability to deliver tailored manpower packages to the neighbor islands to assist in emergencies or critical incidents at the request of those county leaders. The creation of this agency will allow the State of Hawaii to have the ability to build out a state policing function in a manner that best serves its people and the needs of the State.

Over the past 30 years, the Hawaii State Legislature has ordered many studies and audits to address the deficiencies and inefficiencies of the Department of Public Safety. Every study conducted, leaned towards the conclusion that the current structure is cumbersome and difficult to manage at an executive level. Previous legislative proposals have recommended splitting the agency and consolidating state law enforcement functions under one department. Further, the legislative mandate to pursue CALEA accreditation and the great efforts of the **current** PSD administration to fulfill that mandate suggests that a single state LE agency that is CALEA accredited would be the best option and would serve the people in a manner that contemporary trends demand.

The problems plaguing law enforcement across the State reveals that consistently, agencies are suffering from shortages of qualified staff. Recruitment to fill vacancies is difficult, time consuming, and slow, often taking one year or longer. The merging of State Law Enforcement provides the ability to focus manpower towards problem areas and may afford co-response to calls for assistance with county police to help lighten the heavy burden placed upon them.

I would also like to take a moment to express my support for the creation of the Department of Corrections and Rehabilitation. The proposed organizational chart creating a deputy director of

Rehabilitation suggests a focused effort on rehabilitating the inmate population. I believe that this effort has the possibility of lowering recidivism which may reduce law enforcement intervention in the future, save costs associated with continuing incarceration, and increase the safety of our residents and visitors alike.

I humbly request your support towards SB3139 and I'm optimistic and excited to see the great possibilities that this bill will afford the people of Hawaii.

Respectfully Submitted,

Lanikoa Dobrowolsky, First Deputy

State of Hawaii, Sheriff Division

FBINA256

[Lanikoa.k.dobrowolsky@hawaii.gov](mailto:Lanikoa.k.dobrowolsky@hawaii.gov)



STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS

" A Police Organization for Police Officers Only "  
Founded 1971

March 1, 2022

**ONLINE/FAX: 808-586-6091; 808-586-7348**

The Honorable Donovan M. Dela Cruz  
Chair  
The Honorable Gilbert S.C. Keith-Agaran  
Vice-Chair  
Senate Committee on Ways and Means  
Hawaii State Capitol, Rooms 208, 221

And

**ONLINE/FAX: 808-586-6131; 808-587-7220**

The Honorable Karl Rhoads  
Chair  
The Honorable Jarrett Keohokalole  
Vice-Chair  
Senate Committee on Judiciary  
Hawaii State Capitol, Rooms 204, 205  
415 South Beretania Street  
Honolulu, HI 96813

Re: **SB3139 SD1-Relating to Public Safety**

Dear Chairs Dela Cruz and Rhoads, Vice-Chairs Keith-Agaran and Keohokalole, and Honorable Committee members:

I serve as the President of the State of Hawaii Organization of Police Officers ("SHOPO") and write to you on behalf of our Union in **conditional support** of SB3139 SD1, subject to further amendments. However, if our amendments are not accepted, we stand in firm **opposition** to the bill.

This bill seeks to consolidate various State law enforcement agencies while purportedly maintaining and preserving the existing duties, responsibilities, and jurisdictions between the State agencies and the county police departments. We take no position on the consolidation and reorganization of the various State departments and agencies (Department of the Attorney

**Main Office & Honolulu Chapter Office**  
1717 Hoe Street  
Honolulu, Hawaii 96819-3125  
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**Hawaii Chapter Office**  
688 Kinoole Street, Room 220B  
Hilo, Hawaii 96720-3877  
Tel: (808) 934-8405  
Fax: (808) 934-8210

**Kauai Chapter Office**  
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The Honorable Donovan M. Dela Cruz, Chair  
The Honorable Gilbert S.C. Keith-Agaran, Vice-Chair  
Senate Committee on Ways and Means  
and  
The Honorable Karl Rhoads, Chair  
The Honorable Jarrett Keohokalole, Vice-Chair  
Senate Committee on Judiciary  
Re: SB3139 SD1-Relating to Public Safety  
March 1, 2022  
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General, Office of Homeland Security, Department of Public Safety, Department of Health, etc.) as it relates to financial and budget considerations and the creation of the Department of Law Enforcement. The objectives of consolidation for the purpose of achieving financial efficiency and economies of scale at the state level is something we give deference to the State authorities. However, what is of serious concern to our police officers and Union members is the negative impact the proposed State reorganization may have on the duties, responsibilities, and jurisdiction of our county police officers.

Our concern with SB3139 SD1 is that it expands the State's law enforcement jurisdiction beyond protecting and securing the State's courthouses and dignitary protection for State government officials, which are distinct and separate duties and responsibilities that are not performed by our county police officers. SB3139 SD1 still gives the Sheriffs the authority to conduct "law enforcement operations and investigations throughout the State," however, the bill is silent and continues to be silent as to what that means or what that will entail. See Page 27, lines 1-3. At the same time, the bill states that it is not intended to "impair or diminish" our county officers' responsibilities. See Page 5, lines 1-3. What all of this means, how it should be interpreted, and how it will be applied is unclear and requires additional clarification.

Therefore, we respectfully request that an appropriate and clarifying amendment be made in regards to page 27, lines 1-3, and 12-15, to ensure that our county police officers will be able to continue carrying out and performing their same duties and responsibilities within their respective county jurisdictions unimpeded, without any diminishment or restriction, and without being displaced. A suggestion is that page 27, lines 12-15, be amended to read as follows: "This section does not relieve nor will it diminish county police officers of any authority or responsibility to enforce laws or to maintain public safety on state lands and in state buildings or in their respective counties."

This jurisdictional concern is very important to our officers and therefore our recommended clarifying language will help avoid any future misunderstandings should this bill become law. Specifically, we want to ensure that the law enforcement operations and investigations performed by our county police officers on each island are not affected by this bill. For example, we want ensure that the reported crimes we are currently responsible to respond to and investigate will remain the same and under the jurisdiction of our county police officers, that we will continue to patrol the same geographical community areas that we currently patrol and where we respond to calls, and we will continue to be responsible for the same traffic enforcement and investigations that are presently performed by our solo bike units and traffic divisions. Where there exists a current overlap in jurisdictions, we will continue to work collaboratively with our brother and sister State law enforcement officers as we have done in the

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past and will continue to do in the future. To do otherwise is to invite and create confusion and chaos.

The bill also proposes a “statewide law enforcement training center” intended to provide “education,” “training,” and “certification” to not only state law enforcement officers but also to county police officers. See page 3, lines 4-21. The bill also states that the training center will ensure that officers will have the knowledge and skills to protect and serve the public and to be held accountable. If the center is really intended for the newly created Department of Law Enforcement and its officers, and the language in the current bill is amended to reflect that intention, we would then have less of a concern about it. However, that is not how the bill currently reads nor what it states. We therefore recommend that page 3, lines 4-7 be amended as follows: This Act also establishes a training center within the department of law enforcement to provide its ~~all state-and-county~~ law enforcement personnel ~~entities~~ the highest level of core and continuing education and training.<sup>1</sup>

The whole idea about requiring “certifications” is something we respectfully stand in strong opposition to, including the role of the Law Enforcement Standards Board, which is nothing more than another bureaucratic feel good project following in the wake of the Kealoha scandal and George Floyd incident. Aside from the enormous monetary expenditures associated with such a training center endeavor and the baseless assumption that our county police academies are substandard or deficient, it is unclear what the need is for a state training center for county police officers when all four (4) county police departments and their respective police academies are accredited by the Commission on Accreditation for Law Enforcement Agencies (“CALEA”). CALEA is nationally known as the gold standard benchmark in law enforcement and its accreditation seals are internationally recognized as the “Marks of Professional Excellence” for public safety agencies. Our county officers are highly trained, experienced, and investigate the broad range of crimes set forth in the Hawaii penal code as codified in the Hawaii Revised Statutes. Our officers are held to the highest professional standards and are investigated and held accountable for the slightest deviations or infractions. The policies and training of each county police department have many in common, but they also have special provisions and aspects tailored to each island’s unique demands and diverse communities. Thus, a state training center and the requirement of a “certification” by the law enforcement standards board for county police officers is unrealistic, will involve duplicative training, and certainly cannot be a

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<sup>1</sup> On page 22, lines 6-15, the training center objective is specified to train “state law enforcement personnel” as opposed to county police officers. Consistent with that language, we make this suggested change.



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one size fits all because each island and their respective Police Chiefs have their own distinct community demands, needs, and resources.

You may recall that two Honolulu police officers were recently involved in the shooting of a suspect who charged at them wielding a knife. I am sure you are also aware of our depleted ranks and the staffing crisis we are facing because there is a severe shortage of new recruits willing to join our departments and the fight to protect and serve our communities. The Maui Police Chief recently testified before the Maui County Council that his department was in the midst of a severe staffing shortage with a vacancy level that exceeded 25%. Chief John Pelletier provided the sobering analogy of “taking a sprinter and saying, ‘Hey, go run this race but we’re going to take your leg off.’” In other words, we do not have a sufficient number of police officers patrolling our neighborhoods and protecting our citizens which undoubtedly places the public’s safety in jeopardy. Chief Pelletier’s candid and honest statements should have sounded an alarm in our community that our police departments are at a critical juncture and creating yet another layer of training bureaucracy and certifications will only exacerbate our present recruitment and retention crisis. If we cannot get a sufficient number of qualified candidates through our current training curriculum, what makes anyone reasonably think an additional layer of “certification” will somehow increase those numbers? I hope you will take our concerns to heart because we take great pride and consider it an honor to protect and serve our island communities and will continue to perform our duties to the best of our abilities. However, please know that based on our first-hand experience, additional mandatory training or certifications will do nothing to alleviate and will only worsen an already dire situation.

We thank you for allowing us to be heard and to share our concerns on this very important issue and express how this bill could unintentionally and negatively affect and impact our county police officers.

Respectfully submitted,

ROBERT “BOBBY” CAVACO  
SHOPO President



**HAWAII GOVERNMENT EMPLOYEES ASSOCIATION**  
AFSCME Local 152, AFL-CIO

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

The Thirty-First Legislature, State of Hawaii  
The Senate  
Committee on Ways and Means  
Committee on Judiciary

Testimony by  
Hawaii Government Employees Association

March 3, 2022

**S.B. 3139, S.D.1 – RELATING TO PUBLIC SAFETY**

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO conceptually supports the intent of S.B. 3139, S.D.1, which in part establishes a Department of Law Enforcement to consolidate and administer criminal law enforcement and investigations functions of the State. This measure transfers the law enforcement functions of the Department of Public Safety and the Department of Transportation to the Department of Law Enforcement and 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.

We originally sought the introduction of the concept to consolidate law enforcement under the Attorney General during the 2018 Legislative Session via H.B. 2203 and S.B. 2909. While we understood then, and continue to recognize, that this is a significant policy shift from the existing departmental structures, we fully believe it is long overdue and most appropriate to initiate this necessary conversation on how state law enforcement can best serve the public. Centralization of our state law enforcement will ensure consistency in training and uniformity with policies and procedures, as well as create potential opportunities for cross-training and advanced career development. In addition, we anticipate a centralized state law enforcement division will lead to streamlined statewide communications and increased coordinated efforts. However, please note that the details likely require negotiations and/or consultation in accordance with Chapter 89, Hawaii Revised Statutes.

Thank you for the opportunity to testify in support of the establishment of the Department of Law Enforcement.

Respectfully submitted,

Randy Perreira  
Executive Director



**THE SENATE  
THE THIRTY-FIRST LEGISLATURE  
REGULAR SESSION OF 2022**

**Committee on Ways and Means**  
Senator Donovan M. Dela Cruz, Chair  
Senator Gilbert S.C. Keith-Agaran, Vice Chair

**Committee on Judiciary**  
Senator Karl Rhoads, Chair  
Senator Jarrett Keohokalole, Vice Chair

Thursday, March 3, 2022, 10:30AM  
Conference Room 211 and via Videoconference

**Re: Testimony with Comments of SB3139, SD1 - RELATING TO PUBLIC SAFETY**

Chairs Dela Cruz and Rhoads, Vice Chairs Keith-Agaran and Keohokalole, and Members of the Committees:

The United Public Workers, AFSCME Local 646, AFL-CIO (“UPW”) is the exclusive bargaining representative for approximately 14,000 public employees, which includes blue collar, non-supervisory employees in Bargaining Unit 1 and institutional, health, and correctional employees in Bargaining Unit 10, in the State of Hawaii and various counties. The UPW also represents 1,500 members in the private sector.

UPW **provides the following comments on SB3139, SD1**, which establishes a Department of Law Enforcement to consolidate and administer criminal law enforcement and investigations functions of the State effective upon approval and reestablishes the Department of Public Safety as an independent Department of Corrections and Rehabilitation to administer the corrections, rehabilitation, and reentry of the inmate population effective January 1, 2023. This bill would also transfer other law enforcement functions to the Department of Law Enforcement from other currently established departments effective on July 1, 2023.

Given the scope of this proposed legislation and the potential reorganization of the Department of Public Safety, UPW is closely monitoring this legislation to ensure it will not negatively impact our members in Bargaining Units 1 and 10 within PSD, which includes corrections officers, health care professionals, food service workers, and maintenance staff. With the creation of any new programs or departments, we expect the necessary funding to be in place before any such transition occurs to ensure the least interruption to the impacted departments, and that funds will not be redirected from other programs that may already support the proposals contained within SB3139, SD1.

**UNITED PUBLIC WORKERS  
AFSCME Local 646, AFL-CIO**



We respectfully ask that if this proposal does become law, that the new Director of the Department of Corrections and Rehabilitation is able to prioritize the issue relating to the high number of vacant positions within our correctional facilities and work to fill these much-needed positions swiftly to address the chronic staffing shortages. Additionally, we expect continued dialogue regarding the status of such transitions and that the Administration will allow UPW and other impacted exclusive negotiating representatives the opportunity to provide input during the proposed transition.

Thank you for the opportunity to provide testimony.

Sincerely,

A handwritten signature in black ink, consisting of the letters 'K' and 'W' in a stylized, cursive font.

Kalani Werner  
State Director

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:35:01 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Tory Guillermo	Testifying for Sheriff Division - Kona	Support	No

Comments:

I fully support HB2171 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:59:26 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Darryl Ng	Testifying for Sheriff	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

I have been with DPS for almost 35 years, my first 15 with Corrections and the last 20 with the Sheriff Division. The rank and file from both Corrections and Law Enforcement FULLY support this bill and respectfully ask that it be passed and in acted into law.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:09:38 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Geoffrey Peterson	Testifying for PSD/Sheriff	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:13:13 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Kaipo Giltner	Testifying for PSD Sheriff Department	Support	No

Comments:

I fully support HB2171 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.



**SB-3139-SD-1**

Submitted on: 3/1/2022 9:14:09 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Kacie Kamoku	Testifying for Kona Sheriffs Department	Support	No

Comments:

I fully support SB3139 and believe consolidating State Law Enforcement and creating an Law Enforcement agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

The creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department would allow for effective management, accountability, standardization, and accreditation under CALEA.

I fully support the reestablishment of the Department of Public Safety as an independent Department of Corrections and Rehabilitation to administer the corrections, rehabilitation, and reentry of the inmate population.

**SB-3139-SD-1**

Submitted on: 2/28/2022 6:07:54 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Avery Gomes	Individual	Support	No

Comments:

Aloha and thank you for allowing my testimony.

I am in favor of Bill SB3139 in hopes that Hawaii will finally move forward in a better organized criminal Justice system where we have a diverse Law Enforcement and a separate Correctional system which will allow our offenders the rehabilitation they need in order to become an active and positive role in society.

I have been in the Public Safety Department for 23 years where I have been fortunate enough to act in many roles including Supervisory, Administrative, Training etc... I have worked with both Corrections and Sheriff's in multiple sections.

My brief background is not to boast but, to allow you to see someone who truly understands the operation of the department and request that Bill SB3139 be accepted.

Mahalo for your time!

**SB-3139-SD-1**

Submitted on: 2/28/2022 6:48:26 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Alan Urasaki	Individual	Support	No

Comments:

I am in support of creating a department of law enforcement and department of corrections. These separate entities would create efficiency and cost-savings as well as focusing on inmate rehabilitation and reentry and departmental police functions. I urge you to pass this measure. Mahalo.

**SB-3139-SD-1**

Submitted on: 2/28/2022 7:06:04 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Brandon Agena	Individual	Support	No

Comments:

Hello, my name is Brandon Agena and I am writing to show my support for this bill.

I am a deputy sheriff with the State of Hawaii Sheriff department and I feel that the passage of this bill would move the state law enforcement agency as a whole forward into the future. The current separation of various law enforcement agencies adds confusion to the general public and in reality other states.

The idea that there should be one department that trains the various law enforcement is a great idea. It will show that there are standardized training and criteria for all. It would also equip the new recruits with a sense of pride knowing that they have the most current up-to-date training and resources available to the state.

By separating law enforcement from the corrections side of public safety, it will allow for a more focused look at making the best use of resources that are available. As it stands now the corrections side of the department gets the lion's share of the public safety budget and the sheriff's department is treated like the black sheep of the family.

I am submitting this testimony on my own behalf and again support the passage of this bill.

Mahalo,

Brandon Agena

**SB-3139-SD-1**

Submitted on: 3/1/2022 5:56:56 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Candace Dobrowolsky	Individual	Support	No

Comments:

Aloha Senators

I submit my testimony in full support of this bill. The merging of State Law Enforcement is a logical and pragmatic step in the right direction. It allows for standardization of policy, training, and recruitment. This bill and the benefits outlined above will provide the people of Hawaii a more professional agency that meets the evolving trends in law enforcement.

The creation of the Department of Corrections and Rehabilitation is an equally important part of this bill. The current model for Public Safety puts little emphasis on rehabilitating our inmate population. By creating a focused and accountable effort in rehabilitation we can expect a lower recidivism rate, increased safety for the public, and lesser demand for law enforcement intervention.

This bill makes sense on so many levels and I'm proud to support this measure.

Candace Dobrowolsky

Good Morning Chair Dela Cruz, Chair Rhoades and committee members of WAM and JDC. I am Daniel Hanagami and I am offering this testimony as a private citizen. I feel very strongly that enactment of this legislation would bring harm to public employees and the community. It would be detrimental to state law enforcement by making it costlier and less effective, therefore, I am in opposition of this bill for the following reasons:

1. As stated in comments from the committee on PSD concerning the capability of the Investigations Division of the Department of the Attorney General, "...Investigations Division, which may affect the ability of state law enforcement to conduct complex white collar crime investigations, particularly government corruption and financial fraud."
  - a. This bill will destroy the capability of the State of Hawaii in conducting complex financial/corruption investigations efficiently. The passing of the associated bill, SB 2930 SD2, "Special Investigation and Prosecution Unit," which will assign two investigators to the Criminal Justice Division of the Department of the Attorney General, will not allow for efficiency in addressing complex financial fraud investigation. The proposed bill will be staffed with only two investigators (investigators determine the success of the investigation). This bill will transfer the rest of the Special Agents from the Investigations Division of the Department of the Attorney General to the new Law Enforcement Department. This transfer would leave a void with only two investigators to in the Department of the Attorney General to address white collar crimes. As Gary Yamashiroya, the Special Assistant for the Office of the Attorney General, stated in his Civil Beat news release, he implied that the new SPU built into the Criminal Justice Division would stop the transfer of my white collar crime unit to the Criminal Justice Division. He seems to think that two investigators are going to be enough to address what my division does in the investigation of white collar crimes.
  - b. Currently, the Investigations Division of the Department of the Attorney General has a white collar complex financial crimes unit, the best in the State of Hawaii. For the past eight years, under my leadership and supervision, the unit has been addressing governmental, political, and law enforcement corruptions. We also investigate complex financial corruption cases at charter schools and at the Department of Education. We further have been accepting for investigation complex financial crimes complaints from victims in the community who were told by county police officers that their cases were civil in nature. My division have investigated these perceived civil cases and determined these were criminal conduct based on intent of deriving a community member out of their monies. We have gained criminal convictions after we completed these investigations.
  - c. I have a core of five special agents assigned to my white collar crime unit to investigate these complex cases, and I also have complex cases assigned to myself for investigations. I have trained the rest of my thirty five Special Agents in financial manipulation (with me having credentials of having a master's degree in business; fraud investigation certification from the Association of Certified Fraud Examiner;

and a certification as an Economic Crime Forensic Examiner from the National White Collar Crime Center) so that they can support the white collar crime unit in the execution of search warrants, arrests, analysis and processing of financial records into evidence.

2. The proposed legislation offers lofty goals without real substance to achieve those goals. The bill does not include the county police departments as a major consulting entity and establishes the Public Safety Department as the driving force behind this bill. The Public Safety Department lacks certification, experience and expertise. The planning of the law enforcement department should have better leaders to pursue this effort.
  - a. In testimonies given before the House JHA Committee, on 02/16/22, at 1400 hours, Deputy Director Jordan Lowe's statement concerning people going over from PSD to the Law Enforcement Department, were that these employees will be going at the own "discretion." In Director Max Otani's testimony in the JHA committee, Representative Gene Ward asked Director Otani, what if his employees don't want to transfer over to the Law Enforcement Division, how can you create a new department if you are giving choices to go or not to go. The response was, once the bill is passed it will become a union issue. If they don't want to go, the positions in the new law enforcement department are new positions, and they will have to hire new employees. Representative Ward said it sounded "loosey-goosey," and it was puzzling to him. The question is what do these employees do if their duties are sent to the new Law Enforcement Department and they remain in PSD?
3. Reorganization in itself serves no purpose unless it adds value. This reorganization would create layers of bureaucracy, executive sinecures and generate millions of dollars in unproductive costs without providing a roadmap for improvements in services or safety for the public. This waste would be perpetuated in future budget cycles, a costly illusion with no benefit to the public.
4. The proposed reorganization of state law enforcement is justified by goals, but the proposed reorganization does nothing to achieve these goals.
5. State law enforcement functions together as the State Law Enforcement Coalition (SLEC) in response to the full spectrum of natural disasters, events, civil disturbances and threats to public safety. The SLEC Unified Command provides coordinated leadership and functions as a whole organization to carry out the missions tasked to state law enforcement. The SLEC Unified Command coordinates the actions, personnel and resources of the member agencies whenever a situation requires interagency coordination or exceeds the resources of a single agency. The SLEC framework provides the best of both worlds, coordinated efforts drawing on all state law enforcement while keeping member agencies intact and able to focus superior expertise in their functional areas.

Written Testimony of Daniel Hanagami for State Law Enforcement Department bills:  
SB3139 SD1

- a. SLEC has functioned effectively as a formal entity since 2003. SLEC was established by formal agreement by Major General Robert G. F. Lee in his capacity as Adjutant General of the Hawaii National Guard and Director of Civil Defense, Attorney General Mark Bennett, Peter Young as Chair of the Board of Land and Natural Resources, Rodney Haraga as Director of Transportation, and James Propotnick as Acting Director of Public Safety.
  - b. SLEC has functioned effectively since its establishment through numerous challenges facing the state through the present and the SLEC response to the COVID-19 Pandemic.
  - c. SLEC is more effective as a coordinator of state law enforcement than the proposed organization and engages more resources.
  - d. All of the member law enforcement agencies of SLEC have evolved over time to perform necessary, sometimes specialized functions, and their unity in SLEC has enabled state law enforcement to function as a whole in response to all emergencies and situations. The SLEC Unified Command functions under the standards of the National Incident Management System and is organized in an Incident Command System structure. SLEC is even stronger based on the solid commitments, mutual respect and commitment to public safety of its leaders and members.
6. The proposed organization would consolidate a significant portion of state law enforcement. It would exclude significant portions of state law enforcement that would become fragmented, special purpose niche offices serving as single-purpose entities unavailable to overall public safety. State government already has many special- purpose investigators and limited-scope law enforcement personnel scattered among state agencies. This legislation would create more of these specialized fragments.
- a. For example, as part of a larger whole Investigations Division, a unit of investigators assigned to “certain investigations functions of the department of the attorney general,” also participate in quarantine compliance enforcement to protect the community and prevent deaths, but as an isolated fragment unit, they would stay in their lane and not be available to serve the greater needs of the community.
  - b. There is, in fact, value to dedicating specialists to accomplish specialized functions, but when these investigators are left behind and not included in the new law enforcement department, they will effectively be no longer integrated in operations or be available for other services.
  - c. Creating more specialists outside the framework of the new department would decrease the number of personnel available for state law enforcement as a whole. Experience has shown that these isolated, specialized investigators can



be dedicated, productive individuals, such as investigators in the Child Support Enforcement Agency, but they are not available to SLEC and would not function as part of this new department.

- d. For example, the Investigations Division of the Department of the Attorney General performs many important specialized functions such as investigating sex offenders, and functions as a cohesive whole adding to the specialized investigators when executing search warrants, managing crime scenes or being mobilized to support operations such as peacekeeping at Maunakea or performing pandemic response.
7. This legislation would cut the number of investigators available to large-scale crime scene investigations in half. The dismemberment of the Investigations Division would destroy the ability of state law enforcement to conduct complex white collar crime investigations, particularly government corruption and financial fraud. There is no other agency conducting this type of investigation at the state level and very limited county-level capabilities. Disbanding the Investigations Division and dismembering its ability to function as a whole will severely compromise accountability in state government and enable greater corruption by removing the only effective deterrent.
    - a. The prior Attorney General, the current Attorney General and its Special Assistant to the Attorney General planned dismemberment of its Investigations Division in this proposed bill, appears nothing more than a ploy to address its labor issues and federal civil rights violation charge by crafting this bill that is designed to strip its Chief Special Investigator of his supervisory authority and exile him regardless of he being the top financial crimes investigator in the Department.
  8. DOCARE (Division of Conservation and Resource Enforcement) is a significant partner in SLEC and state law enforcement. DOCARE is omitted from this reorganization legislation. DOCARE's omission contradicts the justification for this proposal and is a good example of why this consolidation is flawed. As their name implies, DOCARE and its officers perform specialized conservation and resource protection functions vital to the interests of the state and the people served by the state, while at the same time being vital and effective members of SLEC and state law enforcement as a whole. DOCARE exemplifies why SLEC works as a framework to coordinate state law enforcement while preserving the reasons its member agencies exist.
    - a. In testimonies given before the House JHA Committee, on 02/16/22, at 1400 hours, Deputy Director Jordan Lowe's stated that DOCARE opted out of the Law Enforcement Department due to claims that they were more of an educational division rather than a law enforcement division. This is a strange justification since DOCARE officers, carry badge, arrests powers, firearms and law enforcement vehicles. It is strange that law enforcement divisions are given options not to transfer when the Investigations Division of the Department of the Attorney General were not given that option. They were going to be moved.

9. Harbor Enforcement Officers (HEO) have specialized skills, training and proficiencies associated with their work on seacraft and the intricacies of commercial harbors. A Harbor Enforcement Officer would not be interchangeable with a Deputy Sheriff or Investigator. The skill set of a HEO and the work they perform specialized and focused to best serve in commercial harbors.
10. This legislation frequently mentions the Department of Transportation but does not address the contract Law Enforcement Officers serving at the airports. These are armed airport police with full law enforcement authority. Whether the airport police should be contract or civil service employees is an issue for a different time, but this legislation does not bring the airport police into the proposed new department. This legislation omits what is, in effect, the second largest state law enforcement agency in Hawaii, with staffing second only to the Sheriff Division.
11. State law enforcement essentially serves defined interests and priorities of state government. The existing agencies and their focused areas provide effective, cost-efficient services that optimize services and accountability in their areas of expertise. State law enforcement contributes services that are not performed by county police. State law enforcement is not, nor should it become, a duplication of functions and services best-served by the county police. The state and counties each have roles in the overall safety and protection of our community.
12. This legislation would not accomplish its stated goals.
  - a. Goal (1) State law enforcement already partners with the Joint Terrorism Task Force to protect the State from both domestic and foreign threats. This legislation would not change that.
  - b. Goal (2) This legislation and a new state law enforcement agency would not accomplish “eliminating the narcotics epidemic that plagues Hawaii's communities through its commitment of investigators in the federal High Intensity Drug Trafficking Area (HIDTA) task forces”. Eliminating drug trafficking and the destruction of lives from methamphetamine and the other dangerous drugs is a very worthwhile goal to protect our communities and our children, but this legislation is not the means to accomplish it.
    - b1. The county police are a much better option to counter narcotics trafficking if they can be supported with more resources. Attempts to duplicate their services at the state level would drain resources that would be better used by county police.
    - b2. The Honolulu Police Department has a very strong partnership with HIDTA and is highly effective in investigations and drug trafficking countermeasures, but the scope of the problem exceeds their resources.

A new state law enforcement agency is not the answer to this dilemma. The state would better serve this goal by contributing money to support more Honolulu Police Department personnel, Maui Police Department personnel, and more Kauai police personnel

- b3. Should state law enforcement want to venture into this area, the state would need to significantly step-up commitment to community-based groups and programs to harden youth against social contributors and provide meaningful positive alternatives, improved the accessibility to rehabilitation and treatment to community members needing services in this area. are needed. Our whole community needs to be mobilized to save our youth and the victims of addiction. Reorganizing state law enforcement is not the answer and would not accomplish anything meaningful.
  - c. Goal (3) reorganizing state law enforcement is not needed to expand the narcotics canine program. State funding would be better used to support expanded canine services in the county police departments.
  - d. Goal (4) reducing gun violence and other violent criminal acts in island communities through participating in the federal Project Safe Neighborhoods program is an effective strategy. The county police are engaged at the community level and have direct involvement with communities through their roles as emergency first responders and their patrol officers. The county police have close ties with the neighborhoods they serve and have years of experience with community policing. The proposed state law enforcement department would add little or no value.
13. The county police are emergency first responders. Their patrol elements are 9-1-1 driven. All calls are serviced. Police Communications and dispatchers' function as a whole response engine with their field patrol personnel. This is the core of the county police departments. In general, state law enforcement agencies are not prepared to take on this responsibility. Only Harbor Police are actual emergency first-responders. In the 9-1-1 world, there is no such thing as "we're too busy" or "we don't have anyone available" and bouncing emergencies or calls for service to the police.
14. This proposed legislation states, "County police departments will continue to have full law enforcement authority and responsibility with respect to state parks, state buildings, state highways, Hawaiian home lands, and other state lands and facilities." It is clear this proposed legislation intends to leave responsibility for public safety emergency response and law enforcement patrol operations as the responsibility of the county police.
- a. Jurisdiction and limited resources are issues between county and state level law enforcement, and this legislation perpetuates an unfunded mandate for county police to provide law enforcement services in areas of state responsibility. This

legislation perpetuates the issues and does nothing to change the situation.

15. This legislation raises issues of training and professional standards in state law enforcement. These are very important considerations. The establishment of a training center for state and county law enforcement as described would be of significant value for law enforcement professionalism, standards, and the quality of services provided for the community. Combined with the work of the law enforcement standards board established in chapter 139, Hawaii would be well-served by this initiative. However, this legislation does not accomplish this and it would be many years and many millions of dollars in the future.
17. The reorganization of state law enforcement proposed in this legislation is not necessary to establish a training center and professional standards. In fact, placing this training center in a new state department would be detrimental. A much better model for accomplishing this would be a jointly managed and jointly operated training center in a cooperative agreement between the state and counties. Each would commit personnel and funding to the training center.
18. This legislation is, at best, neutral in meeting the goals and services Hawaii deserves. The reorganization of state law enforcement is not the way to meet the challenges and does not deliver any real value for the community.
19. This reorganization would not reduce costs. It would add significant costs and overhead. It would add more executives but would not add more personnel actually performing the work.
20. The proposed reorganization should produce something of clear, articulated value. The only concrete value proposed are the training center as an institution to promote professional standards and consistency in training.
21. The Department of Public Safety's current administration does not have the professional expertise, experience, or knowledge as an accredited law enforcement agency to lead this initiative in the creation of a new law enforcement department. One would get the impression after reading this bill that they are setting up positions so that certain members of their department and certain members of the Office of the Attorney will have jobs after their at-will administration term comes to an end. The Special Assistant to the Attorney General once commented that it is logical for the Department of Public Safety to take the lead in this new law enforcement department because they have the largest amount of law enforcement officers in a state agency. That is not a logical answer in my view.
22. I agree with reservations expressed in the written testimony provided by the Department of the Attorney General during the Thirty-First Legislature in response to House Bill No. 629 Relating to Law Enforcement. In this testimony, the OAG expressed, "There are myriad complex issues to discuss and consider in developing a structure and plan. For

instance, the needs, capabilities, and responsibilities of each of the respective state law enforcement branches must be fully assessed before being consolidated under a single department. At a minimum, issues of infrastructure, funding, jurisdiction, responsibilities, federal mandates, parity, training, CALEA (Commission on Accreditation for Law Enforcement Agencies), policies and procedures need to be considered. The issues of support staff and facilities also need to be addressed.”

- a. This current legislation does not resolve these aforementioned issues. This current legislation, in effect, asks for the creation of a whole new state department without a plan and without addressing these issues. Instead, this proposal offers a vague vision and wants to create new executive positions in the hope these issues can be resolved as they go along. They are asking for a blank check to pay for this vision. The legislature and the people of Hawaii are not being given details or the cost.
  - b. It is confusing at the least, based upon the prior standards that the Office of the Attorney General had requested, and without it in this current legislation, they now support it.
23. This reorganization will add costs without adding value. There are issues, but this is not the solution. There are better solutions. We need to improve policing in Hawaii holistically, with state and county law enforcement and our federal partners working together as a whole team for the benefit of our community.
24. The Department of the Attorney General claims to work collaboratively in this bill, yet the affected investigators in its Investigations Division wasn't given any opportunity to give input into this bill as it was being constructed. In fact, during a meeting of this new Law Enforcement Department, the First Deputy from the Department of Public Safety and the staff from the Office of the Attorney General stated to the investigators that it was inappropriate to show the drafted bill to them.
- a. This behavior, by restricting the Attorney General's investigator's participation is contrary to, and violates the spirit of Hawaii Revised Statutes **§89-1 Statement of findings and policy**, where public employees have been granted the right to share in the decision-making process affecting wages and working conditions, they have become more responsive and better able to exchange ideas and information on operations with their administrators.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:34:51 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Chon Peters	Individual	Support	No

Comments:

I fully support and believe in this bill SB3139

I support our local, state, and federal law enforcement officers.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:35:23 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Leedo Anderson	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:39:27 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Deven English	Individual	Support	No

Comments:

I fully support SB 3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.



**SB-3139-SD-1**

Submitted on: 3/1/2022 8:39:50 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Kanamu	Individual	Support	No

Comments:

Aloha All,

I *SUPPORT* SB3139 SD1 and ask that you do as well.

Mahalo

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:43:07 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Maria English	Individual	Support	No

Comments:

I fully support SB 3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:44:22 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Adam Kau	Individual	Support	No

Comments:

In regards to SB/3139/HB2171,

I am writing to express my full support of this bill. It provides the needed foundation to properly organize the two large components of the already established Public Safety Department into separate, more manageable entities.

This bill would provide a turning point for state law enforcement and corrections to advance themselves and further their responsibilities. With the creation of separate law enforcement and corrections departments, their own respective administration will be able to focus solely on their own goals and responsibility and would greatly improve quality and function.

Respectfully,

A.Kau

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:50:32 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Joshua Grilho	Individual	Support	No

Comments:

As a Deputy Sheriff, I fully support this bill aiming to consolidate State Law Enforcement under one department. Doing this will drastically aid in the growth of State Law Enforcement by increasing presence across the state and state properties, and reduce response time if more State Law Enforcement officers are added in the field. This bill would also aid in reducing the burden HPD faces by having to cover most if not all of the state. I strongly believe that creating a separate law enforcement department for the Sheriffs will greatly increase protection for Hawaii. Please support and pass this bill.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:54:52 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Greg Mayo	Individual	Support	No

Comments:

I fully support this bill. Aloha

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:54:56 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Jayson Tsukayama	Individual	Support	No

Comments:

I fully support this bill as I feel it will benefit our state law enforcement entities greatly.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:55:40 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Keola Kekaulike	Individual	Support	No

Comments:

Aloha Members,

I am in strong support of a consolidated state law enforcement agency as proposed in this bill. The community we serve, which includes the State Capitol and the Capitol District, deserves a more streamlined response from ALL of their state law enforcement agencies. I believe that consolidating all the of the state law enforcement agencies into the Department of Law Enforcement will be a benefit for all stake holders statewide.

Thank you for your time.

Sgt. Keola Kekaulike, Sheriff Division

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:03:08 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
James Barnes	Individual	Support	No

Comments:

I am testifying in very strong support of this bill! Thank you!



**SB-3139-SD-1**

Submitted on: 3/1/2022 9:03:39 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
charles f lacaden	Individual	Support	No

Comments:

I support SB3139 100%

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:14:31 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Glenn Park	Individual	Support	No

Comments:

Hello

Hawaii needs a better law enforcement program. Where are the checks and balances? Hawaii is in such dire need for better law enforcement. The combining of state law enforcement will only make our streets, harbors, and community a safer place for everyone.

There are floods of homeless arriving to this state daily. they have no place to quarantine, no job, no money. How do they survive? Committing crime. There is prostitution, juvenile harboring, drug usage and selling, all within the homeless communities. This spreads into our neighborhoods, schools, and businesses. HPD can no longer support our islands on their own. There needs to be a greater police system.

If your not sure where to look, try walk through Aala Park, downtown, Salvation Army on Nimitz, Stadium Park, Nimitz Highway underpass, Keehi Lagoon, China Town, University Ave, Shopping centers, Kaneohe, Kaimuki, Kalihi, the west side, North Shore, etc. Each day more homeless arrive from mainland. They are sent by various entities. Some save their money for a one way trip. The rest receive free tickets from city programs or people trying to get rid of their homeless by sending to Hawaii. Selling point is the good weather and that Hawaii won't refuse to help homeless.

Are you going to deal with the crime and social problems that come with the homeless? The filth, unsanitary raw urine and fecal matter that is just poured back into the ocean? Mentally ill. The real homeless that can't get help, the ones with children. The veterans who fought for our freedoms and are now forgotten. Who is going to go out and help? Are you going out there to help and see what the communities and homeless need? Are you stepping out of your safe zone and having to deal with these issues hands on? Jeopardizing health and safety of family and self? Catching disease (AIDS, Staph, COVID) or illness from homeless? Risking injury and not able to work?

No, not you...the police have to deal with this on a daily basis. This is on top of the response calls and real emergencies that need to be addressed. Then being expected to have to give more while still earning what you and communities call acceptable wages for occupation.

By passing this bill, Hawaii will have fully qualified and trained officers keeping our families safe in our communities. There could be more state law enforcement officers on the water, at the parks, highways, social events, and places where the public always asks, where are the police?

I would like to take back my community and not have to worry about my family taking a safe stroll through our neighborhood or to the market, beaches, and parks. We need your help to make this happen.

Please think about this

Thank you.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:19:37 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
LOVELEEMAY KALEIKINI	Individual	Support	No

Comments:

I fully support SB3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of State Law Enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:25:04 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Geoffrey Hicks	Individual	Support	No

Comments:

I fully support HB2171 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:26:42 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Delvin Honda Honda	Individual	Support	No

Comments:

I fully submit this bill

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:27:05 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

Submitted By	Organization	Testifier Position	Remote Testimony Requested
Sean Springer	Individual	Support	No

Comments:

Aloha members of the legislature,

I fully support **SB3139/HB2171** and believe consolidating state law enforcement and creating a Department of Law Enforcement agency will significantly improve the recruitment, training, operations, profession and command and control of state law enforcement resources and personnel.

In a time where the law enforcement field have become more complicated and law enforcement officers are evolving to find a new normal, while the public view for the need or evolution of the profession is being questioned like never before, now is the time to make this bill happen. As stated in the **SB3139/HB2171**, centralization of all state law enforcement entities:

*into a single state department will centralize state law enforcement functions to increase public safety, improve decision making, promote accountability, streamline communication, decrease costs, reduce duplication of efforts, provide uniform training and standards, and promote uniform standards of law enforcement services.*

For those that are against this bill, one has to ask yourself what do they have to lose, on this common sense initiative, that has a lot of support, if this bill passed. They will say things like duplication of services; however, in reality when you look at all other states in the nation, they follow Federalism, which is a system of government in which the power is divided between the federal, state and local government. This is healthy and provides the necessary checks and balances in government that prevent a one system party that has shown, can be ripe for corruption.

Finally, due to the fact that the corrections department and law enforcement department have different objectives, it is difficult to find a director that have experiences in leading and managing both entities simultaneously. By separating the two, you can find the right leadership within each specialty to effectively lead their respective agencies into the 21 Century.

R,

Deputy Sean Springer





**SB-3139-SD-1**

Submitted on: 3/1/2022 9:31:03 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Charles Among Jr	Individual	Support	No

Comments:

Chairs Dela Cruz and Rhoads, Vice Chairs Keith-Agaran and Keohokalole and Committee members,

I fully support SB3139 and believe consolidating state law enforcement and creating a Department of Law Enforcement will significantly improve operations, recruitment/ retention, consistency and standardization in training, uniformity with policies and procedures and command and control of state law enforcement resources and personnel. Finally, consolidation will also create potential opportunities for cross-training and advanced career development.

As a former Adult Corrections Officer assigned to Oahu Community Correctional Center (OCCC) since 1994, and now a Deputy Sheriff assigned to Downtown Honolulu since 2002, I know there are many complexities and dynamics to both the Corrections and Sheriff Divisions, not one more important than the other. Both divisions have unique and distinct missions to the people to whom they serve, and both deserve separate departments to maximize their capabilities.

I humbly ask for your support of SB3139. Thank you for letting me testify on this important matter.

Charles Among Jr.

Aloha Honorable Chair and Committee Members,

My name is Brandon MARIANO-TORRES, I am a Deputy Sheriff assigned to the Sheriff Airport Section at the Daniel K. Inouye International Airport (HNL). I am writing in **SUPPORT** of this bill. I began my career as an Adult Corrections Officer (ACO) with the Department Of Public Safety (PSD). As an employee who served as both, an ACO and Deputy Sheriff, I have seen firsthand the separate and distinct missions of both divisions. I truly believe that separating both divisions will dramatically improve public safety for the citizens of Hawaii.

By creating a Department of Corrections and Rehabilitation (DCR), the new department will be able to focus its efforts on specific objectives for the inmate population, such as the rehabilitation of offenders and addressing recidivism.

The creation of the Department Of Law Enforcement (DLE) will improve State Law Enforcement services across the state.

### **Benefits to creating the DLE**

- **Law Enforcement**
  - Improved enforcement of state Harbors, Ports, Airports, properties, and lands.
  - Enhanced criminal investigations and prosecutions.
  - Assisting county police with staffing shortages by increasing the amount of Law Enforcement Officers (LEO) available to respond to calls for service within state buildings, properties, and lands.
- **Management**
  - Unified command structure to streamline operations, resources, communication, and promote accountability.
- **Coordination**
  - Exchange in intelligence with the consolidation of the Office Of Homeland Security into the DLE.
  - Improved coordination with state and county emergency responders.
- **Training**
  - Establish a unified law enforcement training program to ensure the highest level of training for State LEOs within the DLE.
- **Recruitment and Hiring Standards**
  - Currently, the Sheriff's Division is the only state LE agency to have a comprehensive hiring process. All Deputies are required to pass an entrance exam, physical fitness test, interview, extensive background check, multiple psychological exams, truth verification, psychologist interview, and medical exam. (Similar to county police hiring standards)

Deputies have been requesting to be separated from corrections for years, mainly due to their distinct missions. I ask for your **SUPPORT** in passing this bill.

Thank you,  
Deputy Brandon MARIANO-TORRES  
Sheriff - Airport Section (HNL)

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:37:49 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Reef Makue	Individual	Support	No

Comments:

I would like to thank the Senate Ways and Means Committee Chair D. Dela Cruz and Vice-Chair K. Aragan and the rest of the body that make up this committee as well as the Committee on Judiciary Chair Karl Rhoads and Vice-Chair Jarrett Keohokalole and the other prominent members that make up this committee for taking the time to consider the proposal of consolidating State Law Enforcement services into a single LE agency, entitled the Department of Law Enforcement.

Moreover, the separate creation of a department for Corrections and Rehabilitation will be best suited, as an autonomous organization altogether, to address the ongoing social issues of recidivism and reintegration among our incarcerated population as well as provide the necessary resources to address these issues in an efficient manner.

Therefore, in brevity, it is with much enthusiasm that **I fully pledge my support for SB3139**

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:57:51 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Dina Paraon	Individual	Support	No

Comments:

I fully support SB3139/HB2171 and believe consolidating State Law Enforcement and creating an Law Enforcement agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of State Law Enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization and accreditation uncer CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:58:40 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Daena Tuquero-Marquez	Individual	Support	No

Comments:

I support this bill.

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:04:48 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Christopher Lee	Individual	Support	No

Comments:

Dear Senators,

I strongly support this bill and I hope you will too.

Thank you.

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:07:36 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Jeffrey Cabanting-Rafael	Individual	Support	No

Comments:

Aloha,

As an employee of the Department of Public Safety who has been employed as both an Adult Corrections Officer from 2017-2019 before moving to my current position as a Deputy Sheriff II with the State Sheriff's Kona and Hilo Sections (2019-Present), I have seen firsthand the hurdles set before the department of public safety. I believe the separation of the law enforcement arms of the current department of public safety will allow a more concise goal for each department. Due to the nature of Hawaii's Correction Officers not having a law enforcement commission or arresting powers (i.e., corrections officers are not designated as law enforcement officers by definition), the scope of work for corrections officers are limited to the confines of a correctional facility. In comparison State Sheriffs, attorney general investigators, harbor enforcement officers and Narcotics Enforcements Agents are arms of active investigative police work with arrest powers.

I feel that the current department has done it's best to maintain a steady presence and equal handed form of policies to make the best of the circumstances, but for the future safety of Hawaii I believe a Department of Law Enforcement is vital for the State Government to establish a law enforcement entity that will have a clear mission to uphold laws on unincorporated state lands, incorporated state lands, state facilities and become a true supplement and partner to our county level counterparts.

By "supplementing" county level counter parts, I'd like to elaborate in opine, I believe that having a standalone law enforcement agency at the state level with the agencies referenced in the bill, I believe that the State Sheriffs, Narcotics Enforcement Agents, Attorney General Investigators, Harbor Enforcement Officers, and Homeland Security Investigators will be better equipped and staffed to co-respond to situations that arise from calls to service, public complaints, and to deter crime.

On the island of Hawaii, our county police officers can be at times overstretched, specifically in the district of Puna where the geographic makeup of the district, in land mass, is larger than the Island of Oahu. With rampant crime in the district, it is my hope that our state law enforcement agencies will be better equipped, organized, have the resources to respond and assist at a higher efficiency, and fall under a chain of command that solely focuses on law enforcement needs that is needed and desired within our respective communities. Not a department split between

maintaining a bare minimum status quo on both state law enforcement and the correctional needs of our incarcerated populations.

It will also (in my opinion) allow each newly established department to focus in on "scope of work" written policies on the administrative side preventing convoluted policies that act as a "cover all" policy for multiple arms of a department that do not have the same goal. The separation will also create an effective training focus for both departments in the correctional and rehabilitation realm and law enforcement realm. This in turn will make achieving accreditation for both sides easier, make recruitment and training more effective, and boost training opportunities for new and veteran employees expand on their base of knowledge.

I humbly ask the house and senate to view both HB2171 and SB3139 as an opportunity to look to expand the state's abilities to effectively respond to our incarcerated population, and to increase the abilities of state law enforcement in responding to community needs and effectively deterring crimes.

Mahalo,

Deputy Sheriff II Jeffrey Cabanting-Rafael



**SB-3139-SD-1**

Submitted on: 3/1/2022 10:08:49 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Todd Kobayakawa	Individual	Support	No

Comments:

Chairs Dela Cruz and Rhoads and members of the committees

I fully support SB3139 and believe consolidating State Law Enforcement and creating a new State Law Enforcement department will significantly improve the recruitment, training, resources and effectiveness of state law enforcement.

Thank you

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:09:52 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Gavin Ching	Individual	Support	No

Comments:

I fully support this bill. Thank you for your time.

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:17:10 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Adrian Kanoa	Individual	Support	No

Comments:

Honorable Sirs and Madams,

I am submitting this testimony to express my FULL SUPPORT of SB3139.

The creation of the Department of Law Enforcement is important as it will disassemble the jurisdictional walls that currently bin our hands in situations while bringing transparency and accountability with systematic procedures. Additionally, there will be more manpower and coverage in problematic areas and situations subsequently offsetting the heavy burdens put on the county by supplementing responsibilities. Furthermore, SB3139 will provide standardization leading to accreditation under the Commission on Accreditation of Law Enforcement Act. (CALEA)

The creation of the Department of Corrections and Rehabilitation is an equally important part of SB3139. The current model for Public Safety put little emphasis on rehabilitating our inmate population. By creating a focused and accountable effort in rehabilitation, we can expect a lower recidivism rate, increased safety for the public and lesser demand for Law Enforcement intervention.

Mahalo for your time.

Respectfully,

Sergeant Adrian Kanoa

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:21:04 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Ryan Kamealoha	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement. Having so many departments in control of the state law enforcement causes inefficiency, red tape, poor standardization of training, a lack of effective communication and confusion between Departments and Agencies. I feel the Citizens of Hawai'i deserve better than what is currently in place.

The creation of the new department will allow for accountability across the entire department under one command structure, standardized training, clear communication through one chain of command, focusing of resources to achieve the goal of protecting and serving the lives and property of the people of Hawai'i, and upholding the Laws of the State of Hawai'i.

Please support SB3139, it is time to make a change for the better.

Respectfully,

Ryan Kamealoha

**SB-3139-SD-1**

Submitted on: 3/1/2022 10:48:46 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Calvin Chaves	Individual	Support	No

Comments:

I fully support SB3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

**SB-3139-SD-1**

Submitted on: 3/1/2022 11:12:55 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Joseph Lovell	Individual	Support	No

Comments:

I support SB3139

**SB-3139-SD-1**

Submitted on: 3/1/2022 11:19:51 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Lester Gantan	Testifying for Sheriffs Airport Section	Support	No

Comments:

I fully support SB3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 11:23:48 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Marvie Fernandez	Individual	Support	No

Comments:

I am in full support of this bill.



**SB-3139-SD-1**

Submitted on: 3/1/2022 11:37:31 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
richad grilho	Individual	Support	No

Comments:

Dear Law Makers,

I support this bill that will establish a new department of law enforcement to consolidate and administer the criminal law enforcement and investigations functions of the department of transportation, certain investigations functions of the department of the attorney general, functions of the office of homeland security, and current law enforcement and investigations functions of the department of public safety.

As a former Honolulu Police Officer, I know that this act of centralizing criminal law enforcement and investigative functions would allow for uniformity of all goals and missions of the Hawaii State Law Enforcement Officers. The budget aspect for law enforcement would be better accounted for because of fact that now the left hand will know what the right hand is doing.

By enacting this bill, the Hawaii State Law Enforcement officers will gain more respect for themselves and in turn do a better job and gain a lot more respect from the general public.

Sincerely,

Richard Grilho.



**SB-3139-SD-1**

Submitted on: 3/1/2022 11:38:58 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Seta Aiolupotea	Individual	Support	No

Comments:

I support SB3139

Thank you

**SB-3139-SD-1**

Submitted on: 3/1/2022 11:59:13 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
D SASIL	Individual	Support	No

Comments:

I support this bill consolidating the state's law enforcement agencies under one department. This will streamline the law enforcement processes within the state which will allow control, guidance, and direction of its various responsibilities. Operating under a consolidated organization, operational costs may be more efficiently tracked and executed because of its focus and purpose. I hope you pass this bill and enter it to become law. It just make sense. Thank you.

**SB-3139-SD-1**

Submitted on: 3/1/2022 12:48:37 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Carl Rice	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 1:42:13 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Robert Umiamaka	Individual	Support	No

Comments:

Aloha members of the legislature,

I am in full support of SB3139 which consists of consolidating all state law enforcement. This bill and actions will have a immediate impact on Public safety and properties for the betterment of the state of Hawaii. This Senate bill and companion house bill will disassemble the jurisdictional walls that currently bind our hands in situations. Under this bill there will be more transparency and systematic procedures to account for. There would definitely be more man power and coverage in problematic areas and situations. This could also offset the heavy burden put on the county by supplementing areas of responsibility.

I also believe that ALL law enforcement whether it be state or county be trained under one academy for efficiency and consistency in upholding our laws.

I humbly ask the members of the committee to pass SB3139

**SB-3139-SD-1**

Submitted on: 3/1/2022 2:11:25 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Dexter Kauahi	Individual	Support	No

Comments:

Aloha, I support SB3139. This hill will assist with serving and protecting our community.

**SB-3139-SD-1**

Submitted on: 3/1/2022 2:13:48 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Ralph Firme	Individual	Support	No

Comments:

I support this bill.



**SB-3139-SD-1**

Submitted on: 3/1/2022 2:14:17 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Stephen Tao	Individual	Support	No

Comments:

I strongly support this bill and our Law Enforcement State officers who have courageously put their lives on the COVID line during this deadly pandemic.

**SB-3139-SD-1**

Submitted on: 3/1/2022 2:14:22 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
William Triplett	Individual	Support	No

Comments:

Good afternoon,

I strongly support this bill. It will go a long way toward legitimacy for all State law enforcement agencies.

**SB-3139-SD-1**

Submitted on: 3/1/2022 2:23:24 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Antonio Chavez	Individual	Support	No

Comments:

I strongly support this bill, I see no negative impact to either side. This should have taken place decades ago and our departments would have been better off for it.

**SB-3139-SD-1**

Submitted on: 3/1/2022 2:48:34 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Erica Paredes	Individual	Support	No

Comments:

I fully support SB3139.

**SB-3139-SD-1**

Submitted on: 3/1/2022 3:18:09 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Nicholas Chang	Individual	Support	No

Comments:

I fully support this bill as a memeber of the public. Times are changing for all and law enforcement needs to adapt to the circumstances at hand. It is imparative that this bill be pushed forward to increase the safety of all who live on this island and beyond our shores.

**SB-3139-SD-1**

Submitted on: 3/1/2022 4:09:39 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
James McKay	Individual	Support	No

Comments:

I fully support this bill. It will benefit the citizens of Hawaii.

**SB-3139-SD-1**

Submitted on: 3/1/2022 4:14:36 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Vincent Tomas	Individual	Support	No

Comments:

I strongly support this bill. Mahalo for your consideration and kokua!

Sincerely,

Vincent Tomas, Deputy Sheriff II

**SB-3139-SD-1**

Submitted on: 3/1/2022 4:15:07 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Jon Casamina	Individual	Support	No

Comments:

I support this bill and all the positive changes it could possibly bring to the department.



Honorable Chair, Vice-Chair and members of the Committee,

I am submitting this testimony to express my full support of SB3139, along with companion bill HB2171, in its true context and intent of re-organizing the current Department of Public Safety into two separate and independent bodies in the form of the Department of Law Enforcement and the Department of Corrections & Rehabilitation. Passage of this legislation would enable the two departments to administer, manage and operate more efficiently in addressing their distinctive needs and functions, a concept long over-due.

In creating a Hawaii Department of Law Enforcement, consolidation and centralization of State law enforcement assets and personnel under one umbrella would reduce current jurisdictional and operational confusion amongst State enforcement agencies. I believe it would significantly improve recruitment, training, operations, command & control and most importantly, something that is hardly afforded for most (past & present) personnel, the opportunities of upward career advancement. It will also allow for more effective management, accountability, and standardization that can lead towards law enforcement accreditation under CALEA.

I have been a Deputy Sheriff for twenty years. I began this law enforcement profession at the onset of the 911 tragedies. I took the oath to protect and serve the people of the State of Hawaii and, as a public servant, I take on the responsibility to ensure the safety and security of our citizens and providing them the professional police services they deserve.

As our county police officers continuously dedicate themselves in providing safety and service to our families and communities, as a State law enforcement officer, I owe it to my county brothers and sisters to provide such services on the State level with the same professionalism and dedication as well.

Thank you for your time and consideration.

Respectfully

R. Sebastian

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:33:47 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Warren Haney	Testifying for Sheriff	Support	No

Comments:

I fully support SB3139 and believe consolidating State Law Enforcement and creating an LE agency will significantly improve the recruitment, training, operations, and command and control of State Law Enforcement resources and personnel.

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:36:20 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Chad Bulacan	Individual	Support	No

Comments:

I strongly support this bill. I look forward to the growth of the Sheriff Division.

**SB-3139-SD-1**

Submitted on: 3/1/2022 8:37:36 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Mark A Awakuni	Individual	Support	No

Comments:

I fully support HB2171 and believe that the consolidation will only improve the recruitment, training, operations, and command of the State of Hawaii Law Enforcement programs and personnel. Furthermore, I believe that it will help the citizens of Hawaii and create a safer State.

**SB-3139-SD-1**

Submitted on: 3/1/2022 9:35:25 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Rocky Ayala	Individual	Support	No

Comments:

Thank you for this opportunity to submit my testimony for SB3139 which I fully support.

I have been employed with the Department of Public Safety, Sheriff Division for the past twenty-nine and a half years. I am currently assigned to the CALEA Accreditation Office. The Administration, CALEA team members, and I are working on achieving accreditation for the Law Enforcement Division.

I am grateful that the current administration has provided our department with the opportunity to separate law enforcement from corrections; so that each entity may focus on the mission statement as designed.

Please support the creation of the Department of Law Enforcement and the consolidation of State Law Enforcement. This newly created department would allow for effective management, accountability, standardization, and accreditation under CALEA.

Please support the creation of the Department of Corrections and Rehabilitation as well.

Thank you

**SB-3139-SD-1**

Submitted on: 3/2/2022 8:20:07 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Lt Michael Oakland	Individual	Support	No

Comments:

TESTIMONY FOR: SB 3139

Aloha Chair Rhoads, Chair Dela Cruz, Vice Chair Keohokalole, Vice Chair Keith-Agaran and members of the committees:

I am Lt. Michael Oakland of the State Sheriffs', and I am writing in complete SUPPORT of SB3139 as it is the culmination of about 20 years of work and 176 years since the creation by King Kamehameha III via the Marshall of Hawaii in 1846.

This bill has come about in part due to the many reports and studies done on the feasibility of splitting the Dept of Public Safety. Stepping back in time we know that the blue-ribbon panel that was formed to separate the Sheriffs' out of the Judiciary was done to separate powers in 1986. Judiciary should not have law enforcement due to conflict of interest which is not best practice and is not done anywhere in the country.

Then stepping into a more current time there was the Response to Act 83, which was a feasibility study on the separation of corrections and law enforcement in 2005. Also, the audit of the Sheriff Division by the state Auditor in 2010 (we requested this audit). In addition to these, there was a separation working group that was formed in 2011.

What all these reports found is that no one director of Public Safety can give enough attention and resources to any one division without adversely affecting the other which has been the case since the creation of the Dept. of Public Safety.

To touch on the subject of "duplication of services". This is the furthest from the truth in that additional law enforcement is never a duplication but an enhancement of law enforcement to better serve our neighborhoods, communities and the state as well as provide for a check and balance in our law enforcement as is the case in every state in the nation.

All state law enforcement agencies (not counties) have much of the same issues as we have in the Sheriffs' in that none of these agencies are funded, manned, equipped and trained properly to

even allow for us to perform our mandated and requested duties. Also, many of these agencies are run by civilians that are not familiar with law enforcement and cannot be expected to request for those needs as they do not know and possibly not understand the needs.

So, to have all these state agencies in one department, consolidating all those resources will help with ensuring we meet the requirements that law makers set for us and then be able to meet the constant new requests by the public, the county police and state law makers.

We also will be able to provide better assistance to the county police departments with the many large-scale events we have had and will likely have again such as, the Asian Development Bank Conf (ADB), APEC, the NFL's Pro Bowl, the triathlon and most recently, the Honolulu Marathon.

In all these events as well as others, we have brought our Special Operations Sections resources to include our explosives K-9, law enforcement escort for foreign and domestic dignitaries and diplomats and line deputies providing traffic control out in the public to ensure for safe and secure movement around our cities and state.

With all I have mentioned, I again request and anticipate your continued support in passing this bill and please know that I am available at any time if anyone has any questions or would like me to elaborate on the examples I have given or provide additional examples of our service to the state and her people.

Please call me at, 808-722-3913 (pers cell), or my email at, [oakraiderm@gmail.com](mailto:oakraiderm@gmail.com), and I can help as much as possible.

Mahalo Nui Loa and Aloha,

Lt. Michael Oakland, Community Relations

Peer Support, Chaplain Corps and Sheriff Reserves

Hawaii State Sheriffs'

MEASURE TITLE: SB 3139, SD1, RELATING TO PUBLIC SAFETY

HEARING DATE: THURSDAY, MARCH 3, 2022

TIME: 10:30 A.M.

To Chair Dela Cruz, Chair Rhoads, Vice Chair Keith-Agaran, Vice Chair Keohokalole and committee members,

I would like to submit testimony in Support of SB 3139, SD1, Relating to Public Safety.

It is said that one cannot serve two masters and I believe we can agree that both divisions of Public Safety, the Law Enforcement Division and the Corrections Division are each very important and of great significance to the State. To be able to maintain excellent service to the State and our communities for which we are responsible to protect, serve, work alongside, and help. But also, to help rehabilitate, re-introduce into society and aid in becoming productive, healthy neighbors and family members. These are two great tasks need to be organized separately to be done well.

Sincerely,

Sue Ellen Bader



**SB-3139-SD-1**

Submitted on: 3/2/2022 9:08:00 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Brandon Kadekawa	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.  
Mahalo for supporting this bill

**SB-3139-SD-1**

Submitted on: 3/2/2022 9:41:02 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Bryson Nakamoto	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

Thank you.

**SB-3139-SD-1**

Submitted on: 3/2/2022 9:42:06 AM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Kayla Nakamoto	Individual	Support	No

Comments:

Please support the creation of the Department of Law Enforcement and the consolidation of state law enforcement under this newly created department. Consolidation would allow for effective management, accountability, standardization, and accreditation under CALEA.

Thank you.

TESTIMONY ON SENATE BILL 3139, SD1  
RELATING TO PUBLIC SAFETY

COMMITTEE ON WAYS AND MEANS  
Senator Donovan M. Dela Cruz, Chair  
Senator Gilbert S.C. Keith-Agaran, Vice Chair

COMMITTEE ON JUDICIARY  
Senator Karl Rhoads, Chair  
Senator Jarrett Keohokalole, Vice Chair

Thursday, March 3, 2022; 10:30 AM  
Conference Room 211 & Videoconference

Senator Dela Cruz, Senator Keith-Agaran, Senator Rhoads, Senator Keohokalole and  
Members of both Committees:

I would like to take this opportunity to request for your **strong support** of  
SB 3139, SD, which would establish a Department of Law Enforcement to consolidate  
and administer criminal law enforcement and investigations functions of the State.

The consolidation of law enforcement responsibilities into a single state department  
would centralize state law enforcement functions to increase public safety, improve decision  
making, promote accountability, streamline communication, decrease costs, reduce duplication  
of efforts, provide uniform training and standards, and promote uniform standards of law  
enforcement services.

The State Auditor's, June 2010, Report #10-06, "Audit of the Department of Public  
Safety, Sheriff Division" stated, "In 1987, prior to the formation of the Department of  
Public Safety, the Legislature created the Department of Corrections by removing  
correctional services from the Department of Social Services and Housing (DSSH).  
The Legislature determined that the state corrections program had grown too large and  
complex to remain under the umbrella of DSSH and that in order to "properly address the  
magnitude of the problems within the state corrections system, a separate department that  
can provide the focus and continuous attention the system desperately needs is essential."  
During that time, the Legislature initially sought to transfer the Office of the Sheriff,  
Capitol Security, and state law enforcement officers from the Department of the Attorney  
General into the new department of Corrections.

Concerns arose over the potential conflict between the new department's responsibility for corrections. It was argued that the transfer of law enforcement functions into the Department of Corrections was undesirable. Accordingly, state law enforcement functions were not included in the new department, and the legislation was amended to remove state law enforcement officers from the bill. Nevertheless, two years later, the Legislature passed Act 211, SLH 1989, which made a single department, the Department of Public Safety, responsible for both vital functions of the preservation of public safety – law enforcement and corrections.

Act 83, SLH 2003, required the director of the Department of Public Safety to conduct a study to determine the feasibility of dividing the Department of Public Safety into a Department of Corrections and a Department of Law Enforcement. According to a 2005 Department of Public Safety report to the Legislature by Interim Director Richard Bissen, this created a situation in which the department “must attempt to establish resource priorities for each function without adversely impacting the other.” According to the previous Director of Public Safety, Clayton Frank, it is a challenge to manage both correctional and law enforcement in the same department since there is no direct correlation between the two functions

More importantly, the separation of the law enforcement and corrections functions would allow the reestablished Department of Corrections and Rehabilitation to, as intended by the 1987 Legislature, “properly address the magnitude of the problems within the state corrections system.” The issues relating to corrections, such as persistent overcrowding, offender treatment programs, inmate management, development of alternatives to incarceration, health care, and facility maintenance, are exceedingly complex and require the full focus of a director”.

Thank you for this opportunity to testify on this important matter.

Lieutenant Robin Nagamine  
Sheriff Division

**LATE**

**SB-3139-SD-1**

Submitted on: 3/2/2022 12:01:39 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Cory Nojima	Individual	Support	No

Comments:

Aloha no Committee:

I am ***STRONG SUPPORT*** of HB2171 / SB3139. The separation of the Law Enforcement and Corrections to stand alone state agencies is long overdue. The functions of both divisions are completely different and would be more effective separated. As a thirteen (13) year employee of the Sheriff Division I feel it would be more functional to separate us.

The consolidation of the various agencies will create a stronger foundation for the State of Hawai'i Law Enforcement functions, which will ultimately be an asset to all of us.

I humbly ask that you make a pono choice and vote in ***SUPPORT*** of HB2171 / SB3139.

Mahalo piha,

Cory Nojima

**LATE**

**SB-3139-SD-1**

Submitted on: 3/2/2022 1:08:50 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Kurt Enos	Individual	Support	No

Comments:

I support SB 3139. Creating a State Law Enforcement Department will save the State money. Combining all state law enforcement agencies under one department will focus on servicing the public with more efficient objectives, goals, productivity, and resource efficiency. It makes sense.

**LATE**

**SB-3139-SD-1**

Submitted on: 3/2/2022 1:52:02 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Calinda Goo	Individual	Support	No

Comments:

As one of two non-uniformed employees in administration at Airport Sheriff, I support SB3139



**LATE**

**SB-3139-SD-1**

Submitted on: 3/2/2022 2:56:38 PM  
Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
ty	Individual	Support	No

Comments:

I strongly support this bill.

**LATE**

**SB-3139-SD-1**

Submitted on: 3/2/2022 8:08:15 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Tracy Kobashigawa	Individual	Support	No

Comments:

Aloha,

With over 30 years of service in the Department of Public Safety, 17 years with Corrections Division (O.C.C.C.) and 14 years with the Sheriff Divison Airport Section where currently I am one of two Staff Services support staff.

I strongly support SB3139.

Mahalo for your time,

Tracy Kobashigawa

**SB-3139-SD-1**

Submitted on: 3/2/2022 11:49:01 PM

Testimony for WAM on 3/3/2022 10:30:00 AM

**LATE**

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Erich Mitamura	Individual	Support	No

Comments:

Dear Senate committee members,

I am writing in support of SB3139 as it relates to the creation of the Department of Law Enforcement. I believe the creation of this department will benefit the state in terms of coordination between law enforcement elements and organize once separate resources. Especially during times of emergency, this will serve as a vital component in helping the people of Hawaii with a more complete state law enforcement element that did not previously exist. Another example would be helping to supplement county police departments during times of high call volume to the benefit of citizens to lesson response times.

Your support of this bill will ensure sole accountability and responsibilities for state law enforcement fall within a single department.

Respectfully,

Sergeant Erich Mitamura

**SB-3139-SD-1**

Submitted on: 3/3/2022 6:52:45 AM

Testimony for WAM on 3/3/2022 10:30:00 AM



Submitted By	Organization	Testifier Position	Remote Testimony Requested
Blair Wulfert	Individual	Support	No

Comments:

Aloha State Legislatures,

I am submitting this testimony in favor of SB3139.

I have been a Deputy Sheriff for over 25 years. Of these 25 years, I have seen the Sheriff's Division stagnant and unable to grow due to the many challenges of the Corrections Division. The challenges of the Corrections Division have nothing to do with the personnel or the administration. It has to do with the lack of "bed space." Decisions have been made to use privatized incarceration as an alternative to properly provide the bed space for this states' convicted felons. State funds are then diverted to other state economies, and not our own. The result is the small State Sheriff's Division that fails to receive the proper funding and support. This measure will then properly fund and support State Law Enforcement as a separate entity.

The State Sheriff's Division is essentially the State Law Enforcement Agency. Our County Police Departments are fine organizations. They provide Law Enforcement Services to their respective county's. Yet, it is the States responsibilities to provide Law Enforcement services to our citizens from the prospective of the State rather than the County's. A common response is the "Duplication of Services." This is a blatant absurdity. In this current environment, the reduction of law enforcement, has not done well, in fact has been disastrous. Until all crime is eliminated, the "Duplication of Services" has no valid argument.

I humbly ask this committee to support this measure.

Respectfully Submitted.

**SB-3139-SD-1**

Submitted on: 3/3/2022 8:02:04 AM

Testimony for WAM on 3/3/2022 10:30:00 AM



<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Remote Testimony Requested</b>
Patrick K. Kawai	Individual	Support	No

Comments:

I am in strong support of SB3139. Thank you.