



GOV. MSG. NO. 1351

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

July 9, 2024

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Second State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 9, 2024, the following bill was signed into law:

HB1611 HD2 SD2

RELATING TO LAW ENFORCEMENT
OFFICERS.
ACT 246

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO LAW ENFORCEMENT OFFICERS.

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

1 SECTION 1. The legislature finds that law enforcement
2 officers are authorized to use physical force to enforce laws
3 and should be held to the highest standards to ensure that this
4 authority is not abused. When such abuse results in the
5 suspension or revocation of a law enforcement officer's
6 certification, the law enforcement standards board should be
7 transparent about sharing that information with other law
8 enforcement agencies. The law enforcement standards board and
9 law enforcement agencies should also conduct thorough background
10 checks before certifying or hiring a new officer to ensure that
11 the officer has not abused their authority in another position.

12 The purpose of this Act is to require law enforcement
13 agencies and the law enforcement standards board to consult the
14 National Decertification Index and report certain information
15 related to a law enforcement officer's certification status to
16 the Index.



1 SECTION 2. Chapter 139, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§139- National Decertification Index; participation;
5 reporting. (a) Before certifying or employing any law
6 enforcement officer, the board and the employing law enforcement
7 agency shall consult the National Decertification Index to
8 determine whether an applicant or employee is listed and to
9 review any information about that person.

10 (b) The board shall report to the National Decertification
11 Index each time:

- 12 (1) The board suspends or revokes a law enforcement
13 officer's certification;
14 (2) A law enforcement officer voluntarily relinquishes
15 their certification;
16 (3) A law enforcement officer's certification lapses; or
17 (4) The board opens an investigation into whether a law
18 enforcement officer does not meet the minimum
19 standards for employment.

20 (c) Beginning July 1, 2026, and every six months
21 thereafter, the board shall communicate with the International



1 Association of Directors of Law Enforcement Standards and
2 Training, or review the National Decertification Index website,
3 or the website of any successor index, to determine if the
4 National Decertification Index is accepting any information or
5 records apart from those described in subsection (b) from the
6 board, law enforcement agencies, or other state and county
7 agencies. Within three months of learning that the National
8 Decertification Index is accepting any information or records
9 apart from those described in subsection (b), the board shall
10 adopt rules requiring and providing a process for the additional
11 information or records to be reported to the National
12 Decertification Index by the board, law enforcement agencies, or
13 any other state and county agencies that possess the information
14 or records.

15 (d) For the purposes of this section, "National
16 Decertification Index" means the National Decertification Index,
17 or any successor index, as maintained by the International
18 Association of Directors of Law Enforcement Standards and
19 Training, or any successor entity."



1 SECTION 3. Section 139-1, Hawaii Revised Statutes, is
2 amended by adding one new definition to be appropriately
3 inserted and to read as follows:

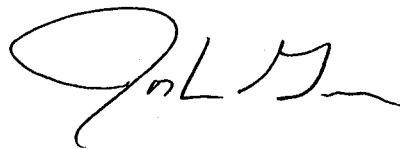
4 "Law enforcement agency" means:

- 5 (1) A county police department;
- 6 (2) The department of law enforcement;
- 7 (3) The department of land and natural resources;
- 8 (4) The department of taxation; or
- 9 (5) The department of the attorney general."

10 SECTION 4. New statutory material is underscored.

11 SECTION 5. This Act shall take effect on July 1, 2026.

APPROVED this 9th day of July , 2024



GOVERNOR OF THE STATE OF HAWAII



HB No. 1611, HD 2, SD 2

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 18, 2024
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2024.



Scott K. Saiki
Speaker
House of Representatives





Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: April 9, 2024
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2024.


President of the Senate


Clerk of the Senate