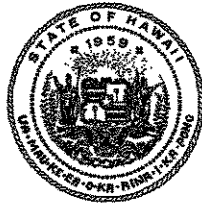


LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
919 Ala Moana Boulevard, 4th Floor  
Honolulu, Hawaii 96814

CLAYTON A. FRANK  
INTERIM DIRECTOR

DAVID F. FESTERLING  
Deputy Director  
Administration

TOMMY JOHNSON  
Deputy Director  
Corrections

JAMES L. PROPOTNICK  
Deputy Director  
Law Enforcement

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

October 18, 2007

The Honorable Will Espero  
State Senator  
Hawaii State Capitol  
415 South Beretania Street  
Honolulu, HI 96813

Dear Senator Espero:

Aloha. My name is Clayton A. Frank, recently appointed Interim Director of the Department of Public Safety. Having just been notified of my scheduled Confirmation Hearing before the Senate Public Safety Committee, I wish to acquaint all Members of the Senate with my hopes, plan of action, and vision for the Department. Normally, my preference would be to meet with each of you personally however, the time constraints presented by this Special Session may preclude this.

My hopes for the Department of Public Safety are entwined with my desire to assist and encourage all PSD employees to achieve their full potential in their professional lives. As an employee with this department for 26 years, I truly believe the majority of our employees are good, hard working, diligent individuals who are committed to excellence. They deserve nothing less than knowledgeable, fair, decisive, and stable leadership. As the Interim Director I have made these qualities my priorities to guide my daily decision making. As Director, I hope to use these priorities to build a strong foundation for the Department, its employees and the offenders, entrusted to our care. Together, we can move this Department forward by improving consistency, uniformity and stability.

The responsibilities of the Department are many and so are the challenges that confront it. Aging prison and jail infrastructure challenge our ability to maintain proper conditions of confinement for all our offenders. Limited inmate transition program beds challenge our ability to properly divert and reintegrate deserving offenders back into the community. In addition, inadequate office space and detainment/booking areas affect the efficiency of our Law Enforcement divisions. These shortcomings make it difficult for our law enforcement officers to properly police areas of our community that depend on our continuous presence. These challenges are, and will continue to be, the focal points of my action plan.

State Senator Will Espero

Page 2

October 18, 2007

My vision for the Department is to create an organization committed to working as a cohesive team, supported by well-maintained policies and procedures. To achieve real and meaningful gains in all areas cited above, proper management controls need to be strengthened and emphasized. We have dedicated employees who deserve the best possible guidance, consistently applied, so they can successfully do their jobs and accomplish their missions.

Again, the intent of this letter was to explain my intentions and willingness to accept the challenge of leading this Department. To the Senators I've been fortunate to meet, I thank you for your time, attentiveness and counsel. To all I have yet to have the pleasure of sitting with, I look forward to meeting with you in the near future.

Sincerely,

A handwritten signature in cursive script that reads "Clayton A. Frank".

Clayton A. Frank  
Interim Director

Attachment (resume)

LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
919 Ala Moana Boulevard, 4th Floor  
Honolulu, Hawaii 96814

CLAYTON A. FRANK  
INTERIM DIRECTOR

DAVID F. FESTERLING  
Deputy Director  
Administration

TOMMY JOHNSON  
Deputy Director  
Corrections

JAMES L. PROPOTNICK  
Deputy Director  
Law Enforcement

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

October 22, 2007

TO: The Honorable Will Espero, Chair  
Senate Committee on Public Safety

FROM: Clayton A. Frank, Interim Director

SUBJECT: REQUEST FOR INFORMATION

Handwritten signature of Clayton A. Frank, dated 10/22/07.

The following information is being transmitted in response to your request for information dated October 18, 2007.

**1. An explanation of your experience in the field of Public Safety, or any related field.**

Please refer to my resume. I began as a social worker in 1981 with the Department of Social Services and Housing. I was also a probation officer with the Judiciary then went to work for the Department of Corrections, which officially became the Department of Public Safety in 1990.

I have served as warden and administrator for Oahu Community Correctional Center, Halawa Correctional Facility and Waiawa Correctional Facility. For four years, I served as administrator of the Institutions Division and was responsible for the operation of the state's jails and prisons, which included supervising the respective wardens. I've also been an acting deputy director for law enforcement, inspections and investigation administrator, and a corrections supervisor.

**2. An Assessment of your strengths and weaknesses.**

My strengths include many years of diverse experience in the helping profession, the Judiciary and corrections. I have always been willing to assist anyone and I have an open door policy to all. I strive to be fair and flexible to make sure all sides are considered. I operate with compassion

for not just my staff, but also the offenders and the public I am entrusted to serve. I look for win-win situations whenever I make decisions. I try never to forget where I came from so I constantly ask how I would like to be treated. I am organized and believe in working as a team so I encourage my staff to follow suit.

As for weaknesses, I look at them more as challenges that come with managing a department of 2,500 employees. However, I believe we can always improve certain management skills. For example, despite the many demands of management, I want to maintain patience and sensitivity when I speak with staff or the public. I realize because I want to accomplish as much as I can, I tend to move from one topic to another when talking to staff. So I want to improve myself by making sure I listen carefully. It's a skill I believe we all can work on. I think I can be more direct at certain times to make sure my message and/or request is clearly understood. In addition, I challenge myself to always remember that my day to day decisions can have unforeseen ramifications. I also want to make sure I follow up with decisions or directives. It can be a constant challenge, but I believe it's an important skill for any manager and worth improving for everyone's benefit.

**3. An assessment of the department/agency's strengths and weaknesses. Please include an explanation of how the department/agency's strengths may be best utilized, as well as how the department/agency's weaknesses may be improved.**

The greatest strength of the department is its dedicated employees working in all areas. Their commitment to excellence, ideas, and willingness to work in an environment that is less desirable than most is truly noteworthy. Without our employees, the department could not function or fulfill its mission. In order to improve the department, I will need to continue to work with the employees, listen to their suggestions for improvement, and make the necessary decisions that will facilitate improvements throughout the department.

Another strength of the department is the variety of institutional programs made available to inmates. The programs are well run and provide inmates with a strong foundation to address recidivism, and will better prepare them for re-integration.

The weaknesses of the department are of course, our image held by some in the public, our aging facilities, and the cost to maintain them. In order to

improve our image, we will continue to actively relay to the public, via the media, the positive activities within the department.

I will seek to improve the working conditions for our employees by addressing work place appearance, staff professionalism, and provide additional training opportunities for staff at all levels within the department.

In addition, I have already requested to the Department of Budget and Finance a substantial increase in our CIP budget to address long-standing issues of repair and maintenance of our aging and often overcrowded facilities.

Further, I intend to improve on the re-entry programs we currently provide by partnering with other stakeholders to develop more innovative and community-based programs that target specific criminogenic needs. I will also simultaneously seek to provide more counseling and relapse-prevention services for offenders in the community.

**4. An overall vision for the department/agency, specifically what goals can be accomplished within the next four years and what types of annual benchmarks can be used to evaluate the department/agency's progress towards those goals.**

My overall vision for the department is to have it improve on development and delivery of programs designed to address the criminogenic needs of the offender, and to ensure a seamless transition from the facilities to the community by linking offenders into services before they walk out of the facilities. I also want to have the department operate more efficiently than in the past and drastically improve the repair and maintenance of our aging facilities.

Annual benchmarks to address the criminogenic needs of the offenders and ensure a seamless transition from the facilities to the community should include the following:

- Are the criminogenic needs of the offenders being met first via assessment of their risk and needs?
- Are those needs (education and other programs) being delivered prior to the offender's release, and is the offender being provided integrated case management?
- Annual reports from the department regarding re-integration services can be provided.

- Annual reports from services providers and County, State, and possibly Federal agencies regarding the number of offenders serviced can be provided.

With respect to the overall operational efficiency of the department, the following can be used as benchmarks:

- Reports detailing the savings realized in overtime.
- Reports detailing the savings realized from the use of more efficient facility equipment.
- Reports detailing the installation of lighting fixtures that utilize less electricity.
- Reports detailing the elimination of duplicative efforts and, whenever and wherever possible, the consolidation of operations, duties, and responsibilities.

#### **5. The Department/agency's top budgetary priority for the biennium**

The budget priority for the department focuses on three main categories: Reintegration; Provide resources to law enforcement to operate more efficiently; and Maintaining PSD's Facilities.

Due to the limited resources, the department is focused on partnering with available community resources for transitional housing and re-entry programs, such as:

- Mason Apprentice Program at the Waiawa Correctional Facility
- Ironworkers Apprentice Program
- Intake Service Center (ISC) - Purchase of services for diversion beds for pre-trial detainees
- ISC - Purchase of services for promoting resocialization opportunities (PROTECT)
- ISC - (4.0) positions for re-entry case workers
- Substance Abuse - General funds for Project Bridge Program
- Education Services - Increase inmate transition / job development program
- Education - Establish an intensive re-entry program at WCCC
- Education - Establish a parenting program at WCCC
- Education - Establish landscape architecture and culinary arts program at WCCC
- HPA - Assisted Living Program for High Needs Females

To help law enforcement meet the demands of providing law enforcement presence at state facilities, for which they are responsible, the department requested for 25 additional positions for the Sheriff Division on the island of Oahu and 10 new positions for the Hilo Court House.

Because of the aging infrastructure of our facilities statewide, the following requests were submitted to implement necessary repairs and maintain safety and operations:

- Wastewater Treatment Plant Maintenance for Kulani Correctional Facility
- Vehicle Replacement Statewide
- Janitorial Services for the Training and Staff Development Office at Hale Ola.

**6. An assessment of the department/agency staff's morale, including the turnover rate for personnel.**

In order to address the staff's morale, I needed to understand how our employees felt about their jobs, their working conditions, and how they felt about their fellow employees. On October 8 and 9, 2007, a Joint Executive Briefing was held with officials from the United Public Workers Union and shop stewards. During the two-day session, many problems were identified and in collaboration with the union and stewards, we developed possible solutions to address the issues at hand.

In the near future, I plan to have a similar Joint Briefing with the Hawaii Government Employees Association.

**Turnover Rate by Fiscal Year**

Fiscal Year	Authorized Position Count General Funds	Vacancy	Turnover Rate
2007	2,496.20	244	9.77%
2006	2,457.20	300.5	12.23%
2005	2,437.20	184	7.55%
2004	2,472.53	313	12.66%
2003	2,474.03	392.75	15.87%

**Assumption:**

Vacancies- vacancy number that occurred during the FY (those that submitted PTRs), add the number of positions filled that had a vacancy date within the FY.



October 19, 2007

TESTIMONY  
RELATING TO CONFIRMATION AS THE DIRECTOR  
DEPARTMENT OF PUBLIC SAFETY  
Tommy Johnson, Deputy Director for Corrections  
Department of Public Safety

Committee Public Safety  
Senator William Espero, Chair  
Senator Clarence Nishihara, Vice Chair

Tuesday, October 23, 2007, 10:00AM  
State Capitol, Conference Room 225

Senator Espero, Senator Nishihara, and Members of the Committee:

I strongly support the confirmation of Mr. Clayton A. Frank to become the Director of the Department of Public Safety. As you know, the Department has been without a permanent director for almost three years. The lack of leadership and absence of a clear vision for the department has been evident and has served to exacerbate many long-standing problems and issues of concern.

Although, it has been a relatively short period since Mr. Frank was appointed as the Interim Director, he has demonstrated through his actions that he possesses not only the ability to lead the department, but he has begun to define his vision to move the department forward and to address long standing issues of concern, which includes, but are not limited to, re-integration of the prison population, consolidation and efficiency of State law enforcement entities, and long term maintenance and repair of our aging correctional facilities. With over 26 years of experience in corrections, Mr. Frank has served in multiple positions of increasing responsibility within the department of public safety. He is well versed in all aspects of corrections, and has extensive knowledge of the challenges faced by such a large and complex department.

Since his interim appointment, Mr. Frank has had to make many tough decisions. In all cases, those decisions have been reasoned, well thought out, and have always placed the needs of the department and concerns for public safety first. He has been able to begin the process of repairing the fractured lines of communication and often strained working relationships of line staff all the way up to, and including the most

senior managers within the department. This is a testament to his ability to pull the staff together and focus their attention on the challenges faced by the department.

He has worked tirelessly with his staff and the United Public Workers" Union (UPW) to address the cost of overtime and other critical issues of concern. Mr. Frank has been actively exploring partnership opportunities with private, non-profit, governmental, and faith-based organizations in order to address recidivism. He plans to further expand re-entry services throughout the State.

As a direct result of his efforts, the department will present the legislature this coming regular session a more comprehensive and innovate re-entry strategy that serves the needs of offenders, and better prepares them for re-integration back into the community.

Further, under his leadership and guidance, the department now actively and simultaneously "thinks outside the box" on several fronts. We have began to explore innovative community-based housing options for offenders to get non-violent low risk offenders back into the community more quickly than in the past. We are also actively seeking alternative means of financing for re-entry facilities and programs that place less of a financial burden on the State and the public we serve.

Finally, over the past few months, I have worked very closely with Mr. Frank and I can state without reservation that he possesses the necessary skill set to move the department forward. He has begun to restore a sense of integrity and fairness within the department. His accomplishments are even more impressive when you consider the fact he has only been serving as the Interim Director for a few months. I strongly urge to you confirm this highly qualified, extremely capable, and dedicated nominee.

Thank you for the opportunity to testify in support of this excellent public servant.

TESTIMONY ON  
CONSIDERATION AND CONFIRMATION OF CLAYTON A. FRANK  
AS DIRECTOR OF PUBLIC SAFETY

by  
David F. Festerling

Senate Committee on Public Safety  
Will Espero, Chair  
Tuesday, October 23, 2007, 10:00 A.M.  
Room 225

WRITTEN TESTIMONY ONLY

Senator Espero, Senator Nishihara, and Members of the Committee:

My name is David Festerling and I am currently the Deputy Director for Administration for the Department of Public Safety. I am submitting this testimony as a private citizen of the State of Hawaii, and not as a representative for the Department of Public Safety. I strongly support the consideration and confirmation of Gubernatorial Nominee, Clayton A. Frank to serve as Director for the Department of Public Safety, for a term to expire on December 6, 2010.

I have known Mr. Frank for approximately 15 years and I have greatly respected his vast wealth of knowledge and experience. He started to gain this knowledge and experience by working as a Social Worker for the Department of Social Services and Housing; and then as a Probation Officer for the Judiciary. With the creation of the Department of Public Safety in 1990, he has assumed many other responsibilities, such as the Warden for the Waiawa, Halawa Correctional Facility, and the Oahu Community Correctional Center. He has also served in other administrative capacities, such as Deputy Director for Law Enforcement, Inspections and Investigations Administrator, and as the Institutions Division Administrator.

Working directly with Mr. Frank throughout my career with Public Safety, I have been impressed with his dedication to any undertaking that he has been involved with. In

Consideration And Confirmation of Clayton A. Frank  
Tuesday, October 23, 10:00 A.M., Room 225  
Page 2

the short period of time as the Interim Director, he has moved the Department in a positive direction by addressing long term issues such as repairing and maintaining our deteriorating facilities; reviewing and updating the Department's policies and procedures; and addressing the backlog of employee grievances.

I also admire his skills in communication, management, decision-making, analyzing situations, making fair assessments, and his ability to demonstrate empathy and compassion for those less fortunate. Mr. Frank also has the ability to influence others to accomplish an objective and directs the organization in a way that makes it more cohesive and coherent by applying his leadership attributes, such as belief, values, ethics, character, knowledge, and skills.

He has, in my opinion, done exceptionally well throughout his 26 year career and is committed to the betterment of the community, the Department of Public Safety, and to the State of Hawaii. He is upright, articulate and intelligent, and I urge you to confirm the appointment of Mr. Clayton A. Frank as the Director of the Department of Public Safety.

Thank you for allowing me the opportunity to provide written testimony.

October 17, 2007

TESTIMONY  
RELATING TO CONFIRMATION AS THE DIRECTOR  
DEPARTMENT OF PUBLIC SAFETY

James L. Propotnick, Deputy Director Law Enforcement  
Department of Public Safety

Committee Public Safety  
Senator William Espero, Chair  
Senator Clarence Nishihara, Vice Chair

Tuesday, October 23, 2007, 10:00AM  
State Capitol, Conference Room 225

Senator Espero, Senator Nishihara, and Members of the Committee:

I am in full support of Mr. Clayton A. Frank to become the Director of the Department of Public Safety. Our department has been without consistent leadership for a period close to three years. As of this writing, the naming of Clayton Frank as the Interim Director could not have come at a more opportune time, as our department, at this juncture, is in need of a director who knows the makeup of all our various entities, how they all work, and most importantly, how they all come together to form a cohesive department. To this end, Clayton Frank is that person. His expertise within the Department of Public Safety has been gained throughout twenty-six years in all areas of the Department.

Mr. Frank has taken control of the Department from his first day as Interim

Page 2

Director, and has dug into what needs to be done at all levels of the departments areas of responsibility. In this short time, Mr. Frank has indeed shown the mettle needed to head an agency of this size and complexity. His transition from his last position as Warden at Halawa Prison has been a seamless one, as everybody in the Department already knows Mr. Frank, and is familiar with him and with his style of management. Speaking of which Mr. Frank has shown that his leadership abilities gained over the years from his varying duties within the Department, are not wanting for a thing. He is a leader, and a leader the people working at the Department of Public Safety are more than willing to listen to, and to follow.

Since taking over the helm at Public Safety, Mr. Frank has had a myriad of tough decisions to make, many of which have been waiting for action. The decisions were made, enacted, and put into practice, all without a single problem or protest. And, I might add, they worked as intended.

As a result of Mr. Clayton's becoming involved from day one, our Department will be presenting the legislature this coming regular session, with comprehensive and innovative ideas that will help move the re-integration of inmates back into society, ideas that will better serve the

Page 3

public at large, and provide the confidence in the Department of Public Safety that the public deserves.

Thank you for the opportunity to testify in support of Mr. Clayton Frank, as I firmly believe that his appointment of to the position of Director, will benefit not only the Department, but the citizens of our great state as well.

October 17, 2007

The Honorable Will Espero, Chair  
Senate Committee on Public Safety  
State Capitol, Rm. 207  
Honolulu, Hawaii 96813

Dear Senator Espero:

My name is Wendell Murakawa. I am the Division Administrator for the Intake Service Centers, a component under the Department of Public Safety (PSD).

For the last several years, we had numerous directors. I strongly believe we need to stop this absurdity. We need to restore order and legitimize this Department.

We have learned that prosecutors do not fit the profile of the leader for Corrections. Their innate role and personal philosophies are in direct conflict with the Department's goals and objectives.

I have known and worked with Mr. Clayton Frank for more than 25 years. He has been the Warden of the Waiawa and Halawa Correctional Facility and the Oahu Community Correctional Center. Earlier in his career, he also was employed by the Hawaii Paroling Authority and the Judiciary as a probation officer.

Throughout the years, Mr. Frank has demonstrated that he has the skills and the ability to manage this difficult Department. He knows the problems of PSD and he has the solutions.

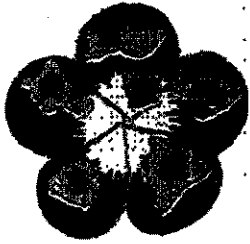
Please give Mr. Frank the opportunity to lead the way.

Sincerely,

A handwritten signature in black ink, appearing to read 'Wendell Murakawa', written in a cursive style.

Wendell T. Murakawa





**Maui Economic  
Opportunity, Inc.**  
Est. 1965

99 Mahalani Street  
Wailuku, Hawai'i 96793  
808-249-2990  
Fax: 808-249-2991



**BEST Reintegration Program**  
**Being Empowered  
and Safe Together**



**COMMITTEE ON PUBLIC SAFETY**

Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair  
Tuesday, October 23, 2007 at 10:00 am.  
Conference Room 225, State Capitol  
(20 copies please)

Re: Letter in Support of Clayton Frank, Gubernatorial Nominee

*Aloha Chair Espero, Vice-Chair Nishihara and Members of the Committee:*

My name is Sandy Baz, and I am the Executive Director of Maui Economic Opportunity, Inc. (MEO), a Community Action Agency that has been providing human services and transportation to the citizens of Maui County for over 40 years. I am writing in support of Gubernatorial Nominee Clayton Frank as Director of the Department of Public Safety.

In January 2003, a historic collaboration arose between MEO and the Department of Public Safety to create the Being Empowered and Safe Together (BEST) Reintegration. In partnership with Maui Community Correctional Center (MCCC), Adult Client Services (Judiciary- Probation), Hawaii Paroling Authority (HPA) and Maui Intake Services, BEST provides integrated case management, and comprehensive training and support services to inmates at MCCC during their incarceration and upon their release. The overarching goals of BEST are to promote clients' successful reentry into the community as law-abiding citizens, and to promote public safety by reducing recidivism rates.

As Interim Director of the Department of Public Safety, Mr. Frank has demonstrated his support for the BEST Reintegration Program, an innovative reentry model that reduces rates of recidivism. Mr. Frank has directed his staff to work in collaboration with the BEST Reintegration Program to obtain Federal and State funds that will continue and expand comprehensive reentry services on Maui. In addition, Mr. Frank recognizes the important contributions made by BEST in the Maui community and at the Maui Community Correctional Center. He has listened to community concerns here in Maui and is open to collaborative efforts between community agencies and the Department of Public Safety to make reentry a priority state-wide. We are in agreement that incarceration alone does not promote public safety and that our community must provide training and education, substance abuse treatment and other rehabilitation opportunities to stop the revolving door of incarceration.

We believe that working with Mr. Frank will lead to making comprehensive reentry services a priority and that such service lead to safer communities for all of us.

Sincerely,

Sandy Baz  
MEO Executive Director

## **Senate Confirmation: Clayton Frank**

In anticipation of receiving Governor's messages appointing nominees to various boards and commissions, your Committee will be holding a hearing to consider the background, experience, and qualifications of the following individual(s):

Submitting for consideration and confirmation as Director of the Department of Public Safety, Governatorial Nominee, CLAYTON A. FRANK, for a term to expire 12-31-2010. Pending referral to PBS

### COMMITTEE ON PUBLIC SAFETY

Senator Will Espero, Chair

Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007

TIME:

10:00 a.m.

PLACE:

Conference Room 225

State Capitol

415 South Beretania Street

## **Hina Mauka**

**GOOD MORNING CHAIR ESPERO, VICE CHAIR NISHIHARA AND DISTINGUISHED COMMITTEE MEMBERS:**

My name is Alan Johnson. I am the Chief Executive Officer of Hina Mauka, a recovery center providing treatment for alcohol and drug abuse, mental illness and criminality.

### **Hina Mauka supports the confirmation of Clayton Frank:**

Clayton Frank has recently communicated and demonstrated his vision for the Department of Public Safety to evolve to a more comprehensive programming that includes evidenced-based practices for substance abuse and mental health treatment, vocational rehabilitation, transitional living and family reunification practices; gives employers incentives to hire former offenders; returns out-of-state inmates; and provides structured life skills programs, post-release housing, literacy programs, and family support.

We believe that Clayton Frank understands that we can no longer afford not to embrace improved systems of rehabilitation given that the offender population has tripled in recent years resulting in overcrowding and exorbitant costs, that up to 80% of offenders have addiction issues, that recidivism is 60% to 80%, that most offenders will be released into the community, and that research demonstrates that treatment and re-integrating systems can achieve up to 60% to 80% success rates.

We also believe that Clayton Frank has the leadership and resolve to address the significant shortfalls in existing programs, which include: virtually no programming for moderate risk offenders and merely education programming for low risk offenders; the small number of reentry slots available in transitional living programs that is creating bottlenecks, and existing programs are not sufficient to meet access demands, are fragmented and not all of them fully embrace best

practices according to established research. Collaboration, evaluation, and integration as well as expansion of both services and programming are needed to promote effective outcomes.

We need a combination of a visionary, a competent administrator and a consistent leader to implement drastic changes in programming. While Clayton Frank has been part of the existing, non-responsive system, we believe that he recognizes that it is time for radical change and has the administrative talent to make those changes. I appreciate the opportunity to provide information and am available for questions, if needed.

**SHOPO**

October 22, 2007

The Honorable Senator Will Espero  
and Committee on Public Safety  
Hawaii State Senate, State Capitol  
417 South Beretania Street, Room 225  
Honolulu, HI 96813

**PRESIDENT**  
Tenari R. Ma'afala

**VICE PRESIDENT**  
Malcolm Lutu

**TREASURER**  
James "Kimo" Smith

**SECRETARY**  
Andrew Lum

**DIRECTORS AT LARGE**  
Michael Cusumano  
John Haina  
Jeffrey-James Lee

**HONOLULU CHAPTER CHAIR**  
Stanley Aquino

**HAWAII CHAPTER CHAIR**  
John Stewart

**KAUAI CHAPTER CHAIR**  
Bryson Ponce

**MAUI CHAPTER CHAIR**  
Michael Bates

Re: Support for Confirmation of Clayton Frank  
as the Director of Public Safety

Dear Senator Espero:

The State of Hawaii Organization of Police Officers (SHOPO) strongly supports the confirmation of Clayton Frank as the state Director of Public Safety.

Mr. Frank has the vast experience and knowledge to move the Department of Public Safety forward. His unquestionable integrity and high moral values are indisputable.

Clayton has demonstrated an unwavering commitment to the public as evident to his many years of civil service to the State. Clayton's broad and far-reaching experience will definitely be an asset as he embarks upon his mission to improve the Department of Public Safety and to serve our community.

We respectfully urge your confirmation of Clayton Frank.

Sincerely,

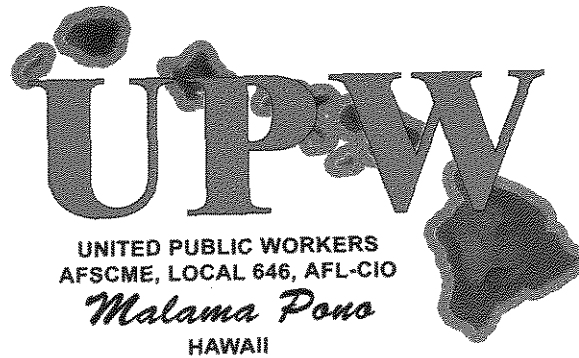
TENARI R. MA'AFALA  
President

Main Office & Honolulu Chapter  
1717 Hoo Street  
Honolulu, Hawaii 96819-3125  
Ph: (808) 847-4876 "34 SHOPO"  
Fax: (808) 841-4818  
Toll Free: (800) 890-4876

Hawaii Chapter Office  
688 Kiole Street, Room 220B  
Hilo, Hawaii 96720  
Ph: (808) 934-8405  
Fax: (808) 934-8210

Maui Chapter Office  
Kahului Shopping Center, Unit 19  
65 West Ka'ahumanu Avenue  
Kahului, Hawaii 96732  
Ph: (808) 877-9044  
Fax: (808) 893-0016

Kauai Chapter Office  
3148 Akahi Street, Unit 2  
Lihue, Hawaii 96766  
P.O. Box 1799



**SENATE COMMITTEE ON PUBLIC SAFETY**  
**Tuesday, October 23, 2007, 10:00 a.m.**

**TESTIMONY IN SUPPORT OF CLAYTON A. FRANK**  
**DAYTON M. NAKANELUA, STATE DIRECTOR, UNITED PUBLIC WORKERS**

Chair Espero, Vice Chair Nishihara, and members of the Senate Committee on Public Safety, thank you for this opportunity to provide testimony in strong support of the nomination of Clayton A. Frank as Director of the Department of Public Safety (PSD), State of Hawaii, for your consideration and confirmation.

The United Public Workers, AFSCME, Local 646, AFL-CIO (UPW), represents 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 the various counties. Correctional, food service, and maintenance UPW members work in the PSD.

Mr. Frank has served with PSD, including the former Department of Corrections, since 1983. That makes nearly 25 years of uninterrupted service to the PSD. In his current capacity as Interim Department Director, and as the former warden of both the Halawa Correctional Facility (HCF) and the Oahu Community Correctional Center (OCCC), Mr. Frank has performed in an exemplary manner and effectively executed many complex responsibilities unique to corrections management in the State of Hawaii.

Mr. Frank's achievements over the years, which include the positive and open working relationship UPW presently enjoys with the PSD, have shown his values and skills of social work that would definitely benefit not only the PSD, but the community as a whole. I am greatly encouraged by recent UPW meetings with Mr. Frank where he expressed his commitment to continuously improve the working conditions of the PSD employees.

Due to Mr. Frank's capability and responsibility as well as his knowledge and experience in public safety, without reservation, UPW strongly supports the nomination of Mr. Clayton A. Frank as Director of the PSD, State of Hawaii, for your consideration and confirmation.

HEADQUARTERS: 1426 North School Street, Honolulu, Hawaii 96817 (808) 847-2631  
HAWAII: 362 East Lanikaula Street, Hilo, Hawaii 96720 (808) 961-3424  
MAUI: 841 Kolu Street, Wailuku, Hawaii 96793 (808) 244-0815  
KAUAI: 4211 Rice Street, Lihue, Hawaii 96766 (808) 245-2412

# IRON WORKERS STABILIZATION FUND

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October 22, 2007

Hon. Will Espero, Chair, and  
Committee Members  
Committee on Public Safety  
Hawaii Senate  
State Capitol  
Honolulu, Hawaii 96813

Re: Support of Clayton A. Frank for Director of Public Safety

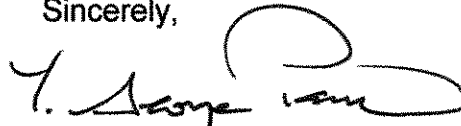
Dear Chair Espero and Committee Members:

On behalf of the Ironworkers Stabilization Fund, I would like to go on record to wholeheartedly support the appointment of Clayton A. Frank to be the state's new Director of the Department of Public Safety.

Besides being a man of integrity and character, Mr. Frank has the necessary experience on the job to be an effective Director. His 24 years in the corrections field, starting as a Probation Officer and leading up to his present position as the Interim Director, will hold Mr. Frank in good stead should he be confirmed.

Please confirm Mr. Frank's appointment to the position of Director of Public Safety.

Sincerely,



T. George Paris  
Managing Director

October 22, 2007

Hon. Will Espero, Chair and  
Committee Members  
Committee on Public Safety  
State Capitol  
Honolulu, Hawaii 96813

Re: Testimony in support of Clayton A. Frank for Director of Public Safety

Dear Chair Espero and Committee Members:

On behalf of the Stabilization Fund of the Ironworkers Union, Local 625, I wish to go on record wholeheartedly supporting the nomination of Clayton A. Frank to be the new Director of Public Safety.


In my association with Mr. Frank for over 10 years, I can say from personal experience that he is a man of utmost integrity and character and will serve the people of Hawaii well. He will make critical decisions based on what is right.

Mr. Frank has an impressive formal educational background with a Bachelor of Arts degree in Sociology, and a Masters degree in Social Work. Additionally, he has taken numerous work-related courses commencing as far back as 1983 up to the present. These courses cover specific areas of public safety that the director would need to be knowledgeable in to guide the department efficiently.

Having worked in corrections for over 20 years, Mr. Frank possesses the requisite experience that he has gained from on the job training. Some say that there is no substitute for experience, and, I believe this is more so for running the Department of Public Safety where there are numerous problems that have to be tended to daily.

Mahalo for allowing me to testify on Mr. Frank's behalf, and we respectfully seek your support in confirming his appointment to lead the Department of Public Safety.

Sincerely,

  
\_\_\_\_\_  
Mel Kahele



**INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL,  
ORNAMENTAL AND REINFORCING IRON WORKERS**

Affiliated with A.F.L.-C.I.O.

**LOCAL UNION NUMBER 625**

94-497 UKEE STREET • WAIPAHU, HAWAII 96797

October 22, 2007

Hon. Will Espero, Chair, and  
Committee Members  
Committee on Public Safety  
Hawaii Senate  
State Capitol  
Honolulu, Hawaii 96813

Re: Support of Clayton A. Frank for Director of Public Safety

Dear Chair Espero and Committee Members:

I write to support Clayton A. Frank for the position of Director of the Department of Public Safety.

Like in any other endeavor, experience counts much towards determining whether one is qualified to take a certain position. In the case of Mr. Frank, his work record and history amply shows that he has served in numerous capacities within the Department of Public Safety, and, he has taken many different courses pertaining to leadership. Taken collectively, this background has prepared him well to take over the rigors of this sensitive department.

Based on the above, I strongly urge this committee to confirm Mr. Frank to be the new Director of the Department of Public Safety.

Sincerely,

Joe O'Donnell

Financial Secretary/Business Manager







**INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL,  
ORNAMENTAL AND REINFORCING IRON WORKERS**

Affiliated with A.F.L.-C.I.O.

**LOCAL UNION NUMBER 625**  
94-497 UKEE STREET • WAIPAHU, HAWAII 96797

October 22, 2007

Hon. Will Espero, Chair, and  
Committee Members  
Committee on Public Safety  
Hawaii Senate  
State Capitol  
Honolulu, Hawaii 96813

Re: Support of Clayton A. Frank for Director of Public Safety

Dear Chair Espero and Committee Members:

On behalf of the Ironworkers Union, Local 625, I write to support Clayton A. Frank to be the new Director of the Department of Public Safety.

In looking over his background, I note that Mr. Frank has a Bachelor of Arts degree in Sociology, and, a Masters of Social Work. This educational background, coupled with his 24 years of experience in the corrections field, certainly qualifies Mr. Frank to serve in this capacity.

On behalf of the Ironworkers Union, we respectfully ask that you confirm Mr. Frank's appointment to be the new Director of the Department of Public Safety.

Sincerely,

  
\_\_\_\_\_  
Lincoln Naiwi  
President



STATE OF HAWAII  
**KULANI CORRECTIONAL FACILITY**  
HC 01 Stainback Hwy.  
Hilo, Hawaii 96720

CLAYTON A. FRANK  
INTERIM DIRECTOR

DAVID FESTERLING  
Deputy Director  
Administration

TOMMY JOHNSON  
Deputy Director  
Corrections

JAMES L. PROPOTNICK  
Deputy Director  
Law Enforcement

No \_\_\_\_\_

**TO: SENATE COMMITTEE ON PUBLIC SAFETY**

**FROM: BERYL IRAMINA, KFW** *Beryl Iramina*

**SUBJECT: RECOMMENDATION OF CONFIRMATION: CLAYTON FRANK,  
DIRECTOR OF PUBLIC SAFETY**

My name is Beryl Iramina and I am currently the Warden for Kulani Correctional Facility. I have been in the Correctional System for over 30 years in various capacities. I have known Clayton Frank since our early days as Social Workers at the Halawa High Security in the 1980's.

I am in support of Mr. Frank for the Director of Public Safety.

He has worked in as well as served in the warden's position in several correctional facilities. He has been the Institutional Division Administrator in charge of all 8 correctional facilities as well as Acting Deputy Director in Law Enforcement. His hands on experience in a variety of positions within the department have given Mr. Frank invaluable insight and working knowledge to make effective (often times they are difficult and controversial) decisions.

Too many times appointments to the Directors position has been from outside the department, it is important that we have an opportunity to have someone that is familiar with the department and is still willing to take on such a tremendous responsibility.

Throughout the years, Mr. Frank has demonstrated the ability to stay the course and deliver a firm and dedicated persona. I believe that he is the best person for the Director of Public Safety.

*Neal S. Wagatsuma  
3162 Inouye Street  
Lihue, HI 96766*

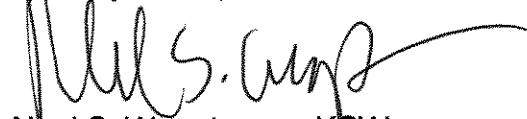
The Senate Confirmation Committee  
Senator Will Espero, Chairperson  
State Capitol, Rm 207  
415 S. Beretania Street  
Honolulu, Hawai'i  
96813

To the Honorable Members of the Hawaii State Legislature,

This letter is in strong support of Interim Director Clayton Frank. As an employee of the Department of Public Safety for over 23 years, and as Warden for 15 years, I have an extremely high regard for Mr. Frank. He is one of, if not the most knowledgeable and insightful corrections official we have in the State. He fully understands the culture, dynamics, and inner workings of our prison system. In our profession, honor takes precedence over knowledge, and Interim Director Clayton Frank is a very honorable and virtuous individual. He tries very hard to be fair and honest, especially when dealing with very difficult situations. Because of this, he holds my greatest respect and unrelenting loyalty.

I have worked under many past Directors, some of who have remained for only short periods due to the magnitude of our challenges and longstanding problems. The general public is often quick to criticize and blame while expecting immediate solutions to unimaginable complexities. I am certain that Mr. Clayton Frank will do the very best he can for our State and our community. If confirmed, I will support him to the fullest.

Thank you for your time in this matter,



Neal S. Wagatsuma, KCW  
Kauai Community Correctional Center

TESTIMONY ON THE CONFIRMATION OF CLAYTON FRANK  
AS DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY

By  
Doveline (Dovie) Borges  
Unit Manager  
Laumaka Work Furlough Center  
Oahu Community Correctional Center

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007, 10:00 AM  
State Capitol, Conference Room #225

Chair Espero, Vice-Chair Nishihara, and Members:

Thank you for providing me with an opportunity to testify before you today.

My name is Dovie Borges. I am a private citizen here to testify today. I work for the Department of Public Safety as the Unit Manager at Laumaka Work Furlough Center, Oahu Community Correctional Center. I am here today to support Clayton Frank's nomination for Director of Public Safety. We have been without legislatively confirmed leadership for a significant length of time. It is my hope that Clayton Frank is the person who can fulfill the expectations of this legislative body and the employees of this department so that we can get on with the business of the Department of Public Safety.

I came to know Clayton Frank when he was the Institutions Division Administrator and I was a Social Worker at Halawa Correctional Facility. Through my Warden, Eric Penarosa and my Deputy Warden, Francis Sequeira, Clayton Frank as the IDA was instrumental in correcting a personnel flaw in my recruitment application that positively changed my eligibility status so that I was able to interview for a Social Worker IV position. That was over ten years ago and I never forgot the fact that he took the time to research, investigate and address my eligibility issues.

Clayton has held every viable high ranking position in our department; thus, his 26+ years of corrections management and administrative experience place him at a highly functioning level. What impresses me about Clayton: he is approachable; he greets employees on a first name basis; he encourages employees to seek more challenging positions in the organization; he is kind; he is considerate; and he is thoughtful. He is compassionate and caring, possessing all of the qualities I would like to see in our Director.

In March 2000, I transferred to OCCC and Clayton Frank became my Warden. I worked for Clayton until he transferred to Halawa Correctional Facility approximately four years ago. He supported me in my work, challenged me to become a supervisor, and then gave me the opportunity to become the Unit Manager at Laumaka Work Furlough Center. I have relished the job, grown in my capacity to supervise and manage staff, have become passionate about the work I do and all because Clayton Frank and Francis Sequeira were willing to believe in my capabilities. To that end, I respect Clayton Frank for giving me the opportunity, and challenging me to strive for excellence. It is my hope this committee will recommend his confirmation.

Respectfully,

Doveline (Dovie) Borges  
Unit Manager  
Laumaka Work Furlough Center

SUBMITTING FOR CONSIDERATION AND CONFIRMATION  
CLAYTON A. FRANK  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY  
EXPIRATION DATE: DECEMBER 31, 2010,

By  
Jeannette Oku

**WRITTEN  
TESTIMONY  
ONLY**

Senate Committee on Public Safety  
Will Espero, Chair

Tuesday, October 23, 2007; 10:00 a.m.  
State Capitol, Conference Room 225

Senator Espero and Members of the Committee

My name is Jeannette Oku. I am the Private Secretary to the Deputy Director for Administration, with the Department of Public Safety (PSD). I am testifying as an individual, and not as a Department representative, in support of Mr. Clayton Frank's nomination as the Director for the Department of Public Safety. It would be an honor for Mr. Frank to be confirmed as Director for PSD.

An impressive attribute of Interim Director Frank is that he came up in the ranks within PSD; he has the knowledge and experience of an administrator in the corrections, law enforcement, and administration fields, which requires the oversight and leadership of individuals who bring significant experience and expertise to the State.

Currently, we have a great team heading PSD. Interim Director Frank and his Deputy Directors are all ambitious, energetic, and are driven to accomplish tasks on hand. With the direction from Interim Director Frank, and then to the Deputy Directors for action, they will and does accomplish what they are set out to do. I am confident to say that this team is on its way to achieving positive change for the Department. "Leadership is practiced not so much in words as in attitude and in actions."

I am sure that Mr. Frank, if confirmed to be the Director for PSD, will fulfill all responsibilities and challenges with skill, conviction, and determination. Clayton Frank is the best person for the job as PSD's Director.

Thank you.

TESTIMONY  
SUBMITTING FOR CONSIDERATION AND CONFIRMATION  
TO THE DEPARTMENT OF PUBLIC SAFETY, STATE OF HAWAII,  
GUBERNATORIAL NOMINEE, CLAYTON A. FRANK,  
FOR A TERM TO EXPIRE 12/31/10

By  
May Kawawaki Price

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007; 10:00 am  
State Capitol, Conference Room 225

Senator Espero, Senator Nishihara and Members of the Committee:

I am May Price, Officer of the Administrative Services Office for the State Department of Public Safety. Today, I am testifying as an individual, and not as a Department representative, in strong support of Mr. Clayton A. Frank's nomination to the Department of Public Safety, State of Hawaii.

I have come to know Mr. Frank as a warden in April, 2006 and as Interim Director of the State Department of Public Safety in April, 2007. As a result of his vast experience and many years working in various capacities in the Department of Public Safety, Mr. Frank understands the complexities in the Department and the multitude of issues. This advantage has allowed an immediate determination of goals & objectives which has focused on the development of policies and procedures, staff, recruitment and the budget.

As reflected in his management style as Interim Director, Mr. Frank is open and fair. In a Department that has been without a permanent leader and Director for many years, rumors have been rampant. Some created to cast doubt and discredit on the innocent; and most contributing to negativity in the work environment. In acknowledgement of this fact, Mr. Frank requested in his address to the Department that all rumors come to an end. The request was followed with instruction to either confirm rumors with proper authority or otherwise discard. Additionally, he maintains an open door policy to hear and understand all sides of an issue rather than adopt preconceived notions before passing judgment.

Perhaps it is the unpopular inmate population that we service which makes working in the Department a challenge in competing for resources (staff and funds), avoiding and deflecting negative attention and developing a positive work environment. Mr. Frank recognizes and understands the importance of staff morale and team development in such an environment. At a pizza celebration following completion of the arduous fiscal year closeout, Mr. Frank sent a Ben & Jerry ice cream cake and stopped by to thank the staff

for their efforts and hard work. To their delight, Mr. Frank also find time for brief visits to the offices for a hello and chat with the line and professional staff.. A true leader.

Based on Mr. Frank's demonstrated leadership and ability to provide stability and structure within the Department of Public Safety as well his experience, understanding and commitment in addressing the issues together with interested stakeholders, I fully support his nomination to Director of Public Safety, and urge the Committee to consent to the nomination.

Thank you for the opportunity to testify.



TESTIMONY ON GOVERNOR'S NOMINATION FOR DIRECTOR OF PUBLIC  
SAFETY  
SUBMITTING FOR CONSIDERATION AND CONFIRMATION

DIRECTOR CLAYTON A. FRANK  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY  
EXPIRATION DATE: DECEMBER 6, 2010

BY  
NATHALIE KODAMA

Senate Committee on Public Safety  
Will Espero, Chair

Tuesday, October 23, 2007  
State Capitol, Conference Room

Senator Espero and Members of the Committee

I am Nathalie Kodama, Program Manager with the State Department of Public Safety (PSD). I am testifying as an individual, and not as a Department representative, in strong support of Mr. Clayton A. Frank's nomination as the Director for the Department. I have known Mr. Frank for over thirteen years, the years that I have been employed at PSD, and know that he is an effective leader with integrity that will bring stability to the Department.

During this Administration, I have seen two directors and four interim/acting directors lead PSD within the past four and a half years. This is not healthy to the organization, employees, and the public, hence there is an urgency for stability in the Department, with a leader capable of generating new ideas for the persistent social, public safety and environmental problems. As members of the committee know, the work of PSD is critical ensuring safety to the public and State facilities through law enforcement and correctional management. Therefore, it is essential that the PSD Director is competent, a

visionary, and a leader. Mr. Clayton A. Frank meets the requirements and brings a wealth of experience in law enforcement and corrections to the State.

For the period of time that I've known and worked with Mr. Clayton A. Frank at PSD, I respect his humbleness and honesty, reaching out with empathy to the rank-and-file members in the organization, and his concern for the well being of inmates incarcerated in our correctional facilities. Due to his educational and career background, I strongly believe that Mr. Clayton A. Frank will instill a culture of professionalism and bring stability at PSD. I am confident that Mr. Clayton A. Frank is an exemplary leader with vision, drive, ambition, ability to make a difference, and would bring integrity in government. I urge the Committee to consider this nomination, and favorably report his nomination.

Thank you for allowing me the opportunity to testify on behalf of this distinguished and qualified nominee.

TESTIMONY ON SUBMITTING FOR CONSIDERATION AND CONFIRMATION  
AS DIRECTOR OF PUBLIC SAFETY

Clayton Frank

Committee on Public Safety  
Senator Will Espero, Chair

Tuesday, October 23, 2007

Senator Espero and Members of the Committee on Public Safety:

I am Deanna Espinas and I have worked with the Department of Public Safety for over 26 years. I am submitting testimony as an individual in support of Mr. Clayton Frank's nomination as the Director for the Department of Public Safety.

In the few months that Mr. Frank has served as Interim Director he has continued to express his strong convictions when choosing how to deal with day to day problems of the Department or in setting long term goals. He displayed genuine interest in the needs of staff and also understands the important role we have as State employees in our work with inmates and law enforcement.

Mr. Frank has taken action when necessary and is not afraid to confront his critics. He expresses his thoughts and opinions without doubt, fearfulness or hesitation. When necessary, Mr. Frank uses a more deliberate approach by seeking input from staff and members of the community in order to seek workable solutions to our growing list of Department concerns.

Many of us take great pride in the work that we do and are committed to doing the best job possible. We all want to continue to serve the State by working together as a team to help our Director and the rest of the State. I hope you will give my testimony serious consideration. Thank you for this opportunity to submit personal testimony in support of Clayton Frank.

Deanna Espinas, Library Services Officer  
Department of Public Safety  
919 Ala Moana Room 405  
Honolulu, HI 96814                      phone: 587-1273

TESTIMONY ON THE CONFIRMATION OF CLAYTON FRANK  
AS DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY

By  
Francis X. Sequeira  
A/Warden  
Halawa Correctional Facility

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007, 1000 AM  
State Capitol, Conference Room #225

Chair Espero, Vice-Chair Nishihara, and Members:

Thank you for providing me with an opportunity to testify before you today.

My name is Francis X. Sequeira. I am a private citizen who works for the Department of Public Safety in the capacity of Acting Warden at the Halawa Correctional Facility. I would like to take this time to express my opinions on Mr. Clayton A. Frank and my views on how Clayton should be the Director of the Department of Public Safety. I have known Clayton for over 20 years and have worked with him at different facilities and while he was in different capacities. What differentiates Clayton from other past Directors is that Clayton has made the profession of Corrections his career and passion. He works tirelessly on doing what is *right* and what experience has shown to be successful in a field that has continual adversity tossed its way. Clayton has worked admirably in the areas of Corrections and as well as Law Enforcement within the Department. His experiences also as a former Warden only enhances his ability to know first hand the intricacies of what an administrator of a large Correctional Facility must know and what challenges exist. There is no need to base decision making on what other people feel because he has personally lived through the experiences of what the Director sees on a daily basis. Clayton is a proud person but he will also take to heart what his key people share with him because he prides himself on monitoring the pulse of the department.

Clayton has also worked in the capacity of the Department's Institutions Division Administrator which means he personally supervised the Wardens of all eight (8) Correctional Facilities. He is keenly aware of all the operational issues of each facility and he knows firsthand of what will and can work and simply what cannot work. He is keenly aware of what are feasible resolutions to facility and departmental dilemmas and has the insight to work *with* people and not simply have people work *for* him.

Clayton also tries to work with relationships that have historically been adversarial such as attempting to work harmoniously with union leaders. This may be controversial in the eyes of the facilities but the best interest is at heart in dealing with union officials who see the Department as obstacles and problematic in nature.

Clayton is innovative, hard working, passionate, and truly knowledgeable about the Department of Public Safety and he has dedicated his life for the good and welfare of the Department and its staff. The person for the Director position is already on the job and if given the continued opportunity, the Department will be afforded the true leadership and direction that has been lacking for several years. A Director cannot come from anywhere else than from the Department itself because of the complexity and intricacies of the Public Safety genre in Hawaii. It is an honor and pleasure to provide my support and recommendation for Clayton to continue to be the Director of the Department of Public Safety.

Thank you for your time and consideration.

Respectfully yours,

Francis X. Sequeira

TESTIMONY ON  
CONSIDERATION AND CONFIRMATION OF CLAYTON A. FRANK  
AS DIRECTOR OF PUBLIC SAFETY

By  
Colleen O.Q. Miyasato

Senate Committee on Public Safety  
Will Espero, Chair  
Tuesday, October 23, 2007, 10:00 A.M.  
Room 225

Senator Espero, Senator Nishihara, and Members of the Committee:

My name is Colleen Miyasato and I am the Unit Chief of the Labor Relations Unit for the Department of Public Safety for the past six years. I have been with the Department since it's inception in June 1990 and have experienced the many changes and problems. I am submitting this testimony as a private citizen of the State of Hawaii, and not as a representative for the Department of Public Safety. I strongly support the consideration and confirmation of Gubernatorial Nominee, Clayton A. Frank to serve as Director for the Department of Public Safety, for a term to expire on December 6, 2010.

I have come to know Clayton Frank since the inception of the Department in 1990 in his positions as the Acting Deputy Director for Law Enforcement; the Inspections and Investigation Officer; Institutions Division Administrator; and various Warden positions. My first hand knowledge and observations of Mr. Frank is that he displays strong leadership and he is honest and fair. He has always treated employees with mutual respect. In my role as the Unit Chief for the Labor Relations Unit, I have experienced very few problems with the Unions at the facilities which he served as Warden because of his fair treatment and ability to resolve problems. Immediately after being named the Interim Director of the Department, Mr. Frank requested to meet with the Unions to form

a solid working relationship. In addition, Mr. Frank immediately addressed the controversial problems at the Women's Community Correctional Center. Most recently, I was involved with Mr. Frank in a two day joint executive briefing with Executives and Union Stewards of the United Public Workers Union in open discussions to jointly discuss and resolve the Department's high overtime as well as to address the morale of the Adult Corrections Officers. The experience was rewarding with a mutual resolution to address the concerns.

I shall never forget his words in one of my initial meetings with him whereby he discussed "Walk the Walk and Talk the Talk" for he has truly exemplified this example. He has, in my opinion performed exceptionally throughout his career and is committed to the betterment of the Department of Public Safety, the community and to the State of Hawaii. With Clayton Frank, we will have stability because of his experience throughout the department and positive leadership.

Thank your for allowing me the opportunity to provide written testimony. I urge you to confirm the appointment of Mr. Clayton A. Frank as the Director of the Department of Public Safety.



**TESTIMONY ON SENATE BILL NO.  
RELATING TO CONSIDERATION AND CONFIRMATION OF MR. CLAYTON  
FRANK FOR DIRECTOR, DEPARTMENT OF PUBLIC SAFETY**

**By  
Roy T. Yamamoto**

**Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair**

**Tuesday, October 23, 2007, 10:00 AM  
State Capitol, Conference Room 225**

**Senator Espero, Senator Nishihara, and Members of the Committee:**

My name is Roy Yamamoto and I have served the State since March 1978, going into thirty (30) years of public service. I have served as the Personnel Officer for the Department of Public Safety since May 1993, going into my fifteenth (15) year. I have served under numerous directors, confirmed, interim and acting.

As a private citizen, I very strongly support the consideration and confirmation of Gubernatorial Nominee, Mr. Clayton Frank, to serve as Director, Department of Public Safety.

I have known Mr. Clayton Frank since 1984, approximately 23 years. I have worked closely with Clayton since his assignment as Inspections and Investigations Officer in April of 1992.

By his resume, you will note that he has worked himself through the ranks. This includes: Social Worker III and IV, Probation Officer, Corrections Supervisor I and II, Acting Warden, Warden, Acting Deputy Director for Law Enforcement, Inspections and Investigations Officer, Institutions Division Administrator, and Interim Director of our department.

From his resume, you will come to understand that Clayton has the knowledge, skills and abilities to perform varied assignments and do it well enough to rise amongst the ranks to higher jobs that demand more difficult duties and responsibilities.

What you might not know is that under various Directors, Clayton was assigned varied tasks including Acting Warden of both large facilities, Halawa Correctional Facility and Oahu Community Correctional Center; Inspections and Investigations

Officer; Acting Deputy Director for Law Enforcement; Institutions Division Administrator, in charge of eight (8) correctional facilities/centers; and now Interim Director of this department. With the exception of the position of Interim Director, prior Directors assigned Clayton to such varied tasks due to his leadership qualities, knowledge, skills and abilities, people skills, and the ability to get the job done well.

From my professional observation, Clayton is a leader. Amongst the administrators and managers in this department, it was Clayton who was willing to step-up and take control of the most difficult job in this department...Interim Director. Clayton could have remained in his position and awaited someone else to take control, but he did not. Taking a cut in pay and more difficult duties and responsibilities, and in my opinion and observation, Clayton took action because he wants to make a positive difference for this department.

Further, Clayton has people skills to lead others in this department. Clayton's ability to lead and work collaboratively with people is most impressive. As Clayton will always remark, he is as good as the people he works with to accomplish the particular task at hand.

Moreover, Clayton has the ability to be fair and equitable, yet hold people...administrators and employees alike, including himself, accountable for our work. Again, in my opinion and observation, Clayton recognizes the fact, as public servants, we are accountable to each other, those we serve and the general public.

Working closely with Clayton, I have had the opportunity to see his leadership skills, as well as his determination to plan properly, take appropriate action and make the proper decisions. Clayton is determined to work as a team to be accountable to all and raise the quantity and quality of work in the department. Clayton is equally determined to raise the quality of life at work for employees while being cost conscious and ensuring for public safety.

Recognizing the importance of the unions and working collaboratively with the unions. Clayton met separately with representatives of the United Public Workers and the Hawaii Government Employees Union. Clayton expressed, while there may be some issues that may we may have to "agree to disagree", the majority of issues can be worked

on collaboratively for resolution to the benefit of our employees, supervisors, manager, administrators and the operations of the department.

Most recently, over the course of two (2) days, as Interim Director, Clayton, along with the State Director of the United Public Workers, their representatives and chief stewards of Adult Corrections Officers of eight (8) facilities met to discuss and resolve serious issues, including overtime, attendance, morale, leadership, etc. Currently, a Supplemental Agreement on a number of these issues is being reviewed for final draft.

Also, Clayton, along with the Director, Department of Human Resources Development, met with representatives of the Hawaii Government Employees Association and certain employees to discuss their concerns. Due to cost concerns, this discussion is ongoing.

No one, with the proper leadership qualities, knowledge, skills and abilities within this department wants the job as Director of Public Safety. The department is dynamic, there is never a lull period...never a dull period. Aside from Clayton, I am not aware of anyone with such qualities, within this department, submitting an application for consideration to this appointed position.

And, in truth, the pay does not merit the difficult duties and responsibilities of the job.

To reiterate, with the exception of Clayton, no one has step forward to assume the difficult job as Director for this department. Clayton has stepped forward for consideration and accepted the challenge to make a positive difference for Department of Public Safety.

We have been without a leader for too long. As noted, Clayton has the proper leadership qualities, knowledge, skills and abilities to perform the appointed job. I implore you to give Clayton and his team a chance to do the job. I truly believe that Clayton and his team will make a positive difference for the department.

Thank you for the opportunity to testify.

Jerry K. Jona Jr., P.O Box 974, Lawai, HI 96765

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The Senate Confirmation Committee  
State Capitol  
Honolulu, Hawaii 96813

To the Members of the State Confirmation Committee:

My name is Jerry K. Jona Jr., and I have been employed by the Kauai Community Correctional Center for the past 10 years as a Social Worker and in my current capacity as Acting Corrections Supervisor.

I am writing this letter of support for confirmation of Clayton A. Frank for Director of Public Safety. I've known Clayton for the past 10 years and when I think of Clayton, what immediately comes to mind is incredible talent in working with his people; specifically, his ability to relate and interact with the different divisions that make up the Department of Public Safety.

Clayton has done everything it takes to be qualified as the Director of Public Safety and I strongly urge that you support his confirmation. With his many years of experience, Clayton understands both the challenges and complexities that lie ahead in coordinating this highly scrutinized Department. He is well respected throughout the Hawaii Prison System for his dedication, loyalty, and leadership ability. Clayton has worked hard, has done the right things, and is very much qualified to run the Department.

Through the years, I have come to believe that while I may provide staff training and support, I cannot legislate character nor values-which are equally important ingredients for a professional heading any department. I have never seen Clayton lose his temper or composure despite being faced with the challenges of heading the different positions he has held in the Department as well as running a prison. He consistently communicates his commitment and care for people through his leadership, patience, and presence. Clayton has what it takes to lead Public Safety. I know that given the chance to continue, you too will become convinced of what an extraordinary person he is.

Please support the confirmation of Clayton A. Frank in the upcoming Senate Confirmation Hearings.

Sincerely,

Jerry K. Jona Jr.  
Acting Corrections Supervisor  
Kauai Community Correctional Center

Honorable Senator Wil Espero  
Chairperson for Public Safety  
State Capitol, Room 207  
State of Hawaii  
Honolulu, Hawaii 96813

Dear Senator Espero:

This letter is to support the confirmation of Mr. Clayton Frank for the Director of Public Safety.

I have been an employee with the Department of Public Safety for 25 years. During this time, I have worked with many directors. In my experience, Mr. Frank has the capability to lead the Department of Public Safety, given his knowledge of corrections and public safety.

The Department of Public Safety needs stability and direction to effectively meet the many challenges facing the Department. With Mr. Frank's leadership and experience, the Department will be able to move ahead in addressing our short and long-term needs in a professional and efficient manner.

In closing, I believe that Mr. Frank's appointment as Director of Public Safety, will be in the best interest of not only our employees, but also to the people of Hawaii. Therefore, I humbly request that you and committee give strong consideration to appointing Mr. Frank to the position of Director of Public Safety.

Thank you for your time and consideration in this matter.

Sincerely,



Rhonda Sasaki  
Acting Inmate Classification Officer

October 18, 2007

The Honorable Wai Esposito  
State Capitol, Room 207  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Senator Esposito:

This is being submitted in support of confirmation of Interim Director Clayton Frank as permanent Director for the Department of Public Safety.

I have worked in Corrections for nearly 31 years. During that time, I have seen a high turnover rate in leadership, especially at the Director's level.

I firmly believe that Clayton Frank is the right selection for this position due to the fact that he has risen from the ranks and is well aware of some of the inherent problems that have plagued this Department for many years.

In the short time that Mr. Frank has been Interim Director, I have seen a vast improvement in open lines of communication as well as an honest effort to improve working conditions in all of Hawaii's Correctional Facilities & Prisons.

I write this letter of support not only for myself, but also on behalf of the majority of the staff here at MCCC. We are in full support of Mr. Clayton Frank based on what he brings to the table, which are creditability, integrity, a strong work ethic and **experience**. I am confident that he can and will use all of his acquired skills, knowledge & abilities in leading this Department into one that we all can be proud of.

Thank you for your time and consideration.

Sincerely,

Alan Nouchi  
Acting Warden  
Maui Community Correctional Center  
808-243-5861

October 18, 2007

Mr. Will Espero, Senator  
415 South Beretania St., Room 207  
Honolulu, HI 96813

Dear Honorable Senator Espero,

My name is Glen M. Hisashima and I have lived in the State of Hawaii all my life. I am writing to you and your committee to request your support of Mr. Clayton Frank's confirmation as Director of the Public Safety Department

As a former employee, retired, with the Dept. of Corrections, I have known and worked with Mr. Frank for twenty plus years dating back to 1980. He has demonstrated strong leadership and his ability to handle difficult situations have resulted in many "win-win," situations. He has a positive attitude and is well liked by those who work directly with him. Many of the managerial positions he has held have enhanced his experience, knowledge and expertise in his field making him a very strong candidate for this position.

Again, I humbly request your favor to confirm Mr. Clayton Frank as the Director of Public Safety.

Thank you for your time and consideration in this matter.

Sincerely,

Glen M. Hisashima  
333 Lu Hau Place  
Hilo, HI 96720  
Phone: 895-9876

**Inter-Office  
MEMORANDUM**


**DEPARTMENT OF PUBLIC SAFETY  
Women's Community Correctional Center**

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

Suspense: \_\_\_\_\_

October 12, 2007

**TO:** Senate Committee on Public safety

**FROM:** Captain Mark Patterson, AWCW 

**SUBJECT:** Recommendation of Confirmation. Clayton Frank  
Director of Public Safety.

My name is Captain Mark Patterson and I am currently serving as the acting Warden for the Women's Community Correctional Facility. I have been a Correctional Officer for twenty years and I have known Clayton Frank all of my career.

I am supporting the confirmation of Clayton Frank for the Director of Public Safety. I have come to regard Mr. Frank as one of the best correctional leaders in the Department of Public Safety today.

Mr. Frank possesses the compassion to understand the needs of his subordinates and at the same time be consistent and firm when the need arises. Such is the desired characteristics of leaders within the correctional environment.

Mr. Frank has in depth knowledge and experience in managing the Departments resources to accomplish its mission. Executive leadership has been lacking within the department hierarchy for sometime now. Since becoming the Interim-Director Mr. Frank has begun to move the department in a positive direction by making the necessary decisions.

Truly Clayton Frank is an asset to the State of Hawaii and the best choice as Director of the Department of Public Safety.



Honorable Clarence K. Nishihara  
State Senate  
415 S. Beretania  
Honolulu, Hawaii, 96813

Re: TESTIMONY IN SUPPORT FOR THE CONFIRMATION OF CLAYTON FRANK  
TO THE DIRECTOR OF PUBLIC SAFETY


Dear Senator Nishihara,

I support the confirmation of Mr. Clayton Frank to the position of Director for the Department of Public Safety. (PSD) I have had the privilege of knowing and working for Mr. Frank in various capacities throughout my twenty- three years of service within PSD.

Through the years, I have found Mr. Frank to be supportive and understanding of the challenges faced by people in PSD. He has shown patience and the desire to guide those who seek his counsel. He shows concern and compassion and attempts to balance the human needs with the business at hand.

Mr. Frank has a long tenure with PSD. This should serve him well in identifying the challenges facing our Department during this very critical time. I am hopeful he will make the tough but necessary decisions to bring change and achieve positive outcomes. He possesses the knowledge and experience to lead a diverse and complex Department such as PSD. Therefore, I support the confirmation.

Sincerely,

  
Michael J. Hoffman  
Acting Warden  
Waiawa Correctional Facility

WRITTEN TESTIMONY  
RELATING TO CONSIDERATION AND CONFIRMATION AS  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY,  
GUBERNATORIAL NOMINEE, CLAYTON A. FRANK

Senate Committee on Public Safety  
The Honorable Will Espero, Chair  
The Honorable Clarence K. Nishihara, Vice Chair  
Tuesday, October 23, 2007, 10:00 a.m.  
State Capitol, Conference Room 225


Senator Espero, Senator Nishihara, and Members of the Committee:

My name is Eric Nitta and I am submitting written testimony in support of your favorable confirmation of Mr. Clayton A. Frank as Director of the Department of Public Safety (PSD).

I have been a public servant for over 15 years spanning three (3) departments with five (5) years with the Department of Public Safety. Of the five (5) years that I have been at the Department of Public Safety, we have been under the leadership of at least five (5) different Directors in varying capacities. The State of Hawaii and PSD employees deserve and demand a long term Director that will provide continuous leadership and direction.

I have worked with Mr. Frank in his varying capacities over the years and found that he possesses many great qualities that will move the Department of Public Safety in the right direction. Mr. Frank's vast knowledge of the Department, being a long term PSD employee, as well as his background in Law Enforcement, Corrections, and Administration makes him the perfect candidate as Director.

I ask that you take my written testimony into consideration and I hope that you will confirm Mr. Frank as Director of Public Safety.

  
Eric Nitta  
10/22/07  
Date

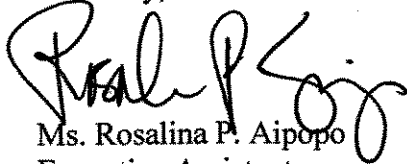
October 22, 2007

Senator Espero and Members of the Committee:

This testimony is in support of Clayton A. Frank's confirmation as Director of the Department of Public Safety (PSD). As an Executive Assistant in the Director's Office, I strongly recommend Mr. Frank be confirmed. In the short period of time as Interim Director, Mr. Frank has proven he is more than capable to lead PSD to a promising future. I have worked with several Directors and Mr. Frank has demonstrated that the welfare of the department is a priority and no one, including himself is more important. He exemplifies determination, integrity, and compassion for our department.

We've been without leadership for so long. With the confirmation of Mr. Frank, PSD will now have some sense of stability. I believe that Mr. Frank has the ability and vision to move our department forward and with his experience and compassion Mr. Frank will prevail as Director of Public Safety. Thank you for this opportunity to submit written testimony.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosalina P. Aipopo". The signature is fluid and cursive, with the first name being the most prominent.

Ms. Rosalina P. Aipopo  
Executive Assistant  
Department of Public Safety

LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
919 Ala Moana Boulevard, 4<sup>th</sup> Floor  
Honolulu, Hawaii 96814

CLAYTON A. FRANK  
INTERIM DIRECTOR

DAVID F. FESTERLING  
Deputy Director  
Administration

TOMMY JOHNSON  
Deputy Director  
Corrections

JAMES L. PROPOTNICK  
Deputy Director  
Law Enforcement

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

October 18, 2007

Dear Honorable Legislators:

This letter is in support of Mr. Clayton Frank, who comes before this honorable legislature for confirmation as Director of the Department of Public Safety. I have known Mr. Frank since his employment with the state.

His character and integrity are beyond reproach. In my interactions with him within the *Department*, he has exhibited the qualities of a true leader. He has displayed the ability to solve problems by accepting input from subordinates. He weighs all sides of the aisle in obtaining favorable solutions to difficult issues. He has always had an open-door policy towards his staff. He has treated his fellow staff in a humane, fair and equitable manner.

As a person, I have known Clayton to be cordial, kind and respectful to others. I have never witnessed him say anything negative about anyone. He adapts to changes within the system and is willing to implement such changes that are beneficial to the Department.

In conclusion, I support Mr. Clayton Frank as the next Director for our Department and hope you do likewise.

Sincerely,

A handwritten signature in black ink, appearing to read "John T. Manumaleuna". The signature is written in a cursive style with a large initial "J".

Major John T. Manumaleuna  
Chief of Security  
Oahu Community Correctional Center

*Lewis P. Lindsey  
1772 Awa'a Place  
Kapa'a, HI 96746*

The Senate Confirmation Committee  
State Capitol  
Honolulu, Hawai'i  
96813

To the Members of the Senate Confirmation Committee,

I am writing this letter on behalf of Interim Director Clayton Frank. My name is Lewis P. Lindsey, and I currently serve as the Chief of Security at the Kauai Community Correctional Center. I have been employed by the Department of Public Safety for approximately 23 yrs, and have served as Chief of Security for the last 5 years. Throughout my years with the Department, I have had the opportunity to get to know Interim Director Clayton Frank.

I believe that Clayton's strength clearly lies in his leadership abilities as well as his dedication and commitment to the Department. He has demonstrated his abilities in the many positions he has held within PSD as Social Worker, IDA, Warden, Interim Director, etc. I believe that Clayton Frank possesses a genuine good nature about himself, which enables him to work well with all staff as well as with UPW and HGEA. He strives to establish bridges of understanding amongst parties while initiating solutions to problems, providing a better and safer work environment for all. His excellent interpersonal communication skills as well as his humility and compassion, have allowed him to communicate effectively with staff at the lowest level of the totem pole. I have never witnessed this type of quality in all my years with Department of Public Safety. Clayton is a man of action who has the "get the job done" attitude and leads by his example. Clayton has the knowledge and the experience in the field of corrections. He is aware of the needs of the Department and is not afraid to ask for input and suggestions from staff, which affords them the opportunity to be a part of the solution process.

In his short time as Interim Director, he has positively addressed the needs of the Kauai Community Correctional Center. He has proven to be an intelligent, ethical and compassionate individual, all of which are attributes for this honorable position. Clayton Frank has shown his commitment to the core values embodied within the Department of Public Safety. I believe that he is a man of character and that he holds the qualities as well as the qualifications needed to serve as Director. All the staff here at KCCC are in firm support of Mr. Clayton Frank, and we humbly ask your consideration in confirming him as the Director for the Department of Public Safety. Please feel free to call me should you have any further questions or concerns at (808) 241-3057, ext 237.

Mahalo for your time and consideration,

  
Lewis P. Lindsey, COS  
Kauai Community Correctional Center

WRITTEN TESTIMONY  
RELATING TO THE CONSIDERATION AND CONFIRMATION AS  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY,  
GUBERNATORIAL NOMINEE, CLAYTON A. FRANK

Senate Committee on Public Safety  
The Honorable Will Espero, Chair  
The Honorable Clarence K. Nishihara, Vice Chair  
Tuesday, October 23, 2007  
State Capitol, Conference Room 225

Senator Espero, Senator Nishihara, and Senate Members:

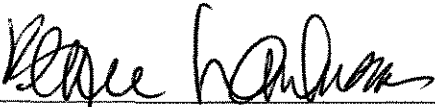
My name is Renee Laulusa and I am submitting written testimony in support of your favorable confirmation of Mr. Clayton A. Frank as Director of the Department of Public Safety (PSD).

I was present during the confirmation hearings of Ms. Iwalani White. I was also present when Governor Lingle named Mr. Frank as Interim Director of PSD, at which, Senator Espero was also present. Based on Senator Espero's presence there, I would assume it would be with the knowledge and approval of his fellow senators.

For your information, PSD needs, as well as demands, a long term Director. As we are all aware, it is almost impossible to manage a workforce of approximately 2,500 employees without complications. I implore you to tread carefully if testimony is presented against the confirmation of Mr. Frank and I urge you to carefully investigate the source and motive of any opposition presented. Again, I was present at the confirmation hearings of Ms. White and I can personally say that most of you were misled by the testimony of the opposing parties against someone who was "brand new" and unfamiliar with PSD. These "courageous individuals", as they were called, now walk with a sense of righteousness as they have fooled the lawmakers of this State.

Mr. Frank is exactly what PSD needs. He is a long term PSD employee with a background that encompasses Law Enforcement, Corrections, and Administration. Unlike Ms. White, with his vast knowledge, Mr. Frank makes for a perfect candidate as Director as he is not someone that can be taken advantaged of, like Ms. White was.

I ask that you take my written testimony into consideration and I hope that you will confirm Mr. Frank as Director of the Department of Public Safety.

  
Renee Laulusa  
Date 10/23/07

Honorable Senator Wil Espero  
Chairperson for Public Safety  
State Capitol, Room 207  
State of Hawaii  
Honolulu, Hawaii 96813

Dear Senator Espero:

This letter is to support the confirmation of Mr. Clayton Frank for the Director of Public Safety.

I have been an employee with the Department of Public Safety for 25 years. During this time, I have worked with many directors. In my experience, Mr. Frank has the capability to lead the Department of Public Safety, given his knowledge of corrections and public safety.

The Department of Public Safety needs stability and direction to effectively meet the many challenges facing the Department. With Mr. Frank's leadership and experience, the Department will be able to move ahead in addressing our short and long-term needs in a professional and efficient manner.

In closing, I believe that Mr. Frank's appointment as Director of Public Safety, will be in the best interest of not only our employees, but also to the people of Hawaii. Therefore, I humbly request that you and committee give strong consideration to appointing Mr. Frank to the position of Director of Public Safety.

Thank you for your time and consideration in this matter.

Sincerely,



Rhonda Sasaki  
Acting Inmate Classification Officer

**DEPARTMENT OF PUBLIC SAFETY**

10/17/07

**TO:** Senate Committee on Public Safety

**FROM:** Cedric Roldan, Captain

**SUBJECT: TESTIMONY IN SUPPORT OF THE CONFIRMATION OF  
CLAYTON FRANK FOR THE DIRECTOR OF PUBLIC SAFETY**

I support Mr. Clayton Frank's confirmation for the appointment of Director for the Department of Public Safety (PSD). I have had the privilege of working with Mr. Clayton Frank throughout my career as an Adult Correctional Officer. There were times when I struggled to understand Mr. Frank's decisions, but as time passed, I have grown to understand his management style and have benefited from his leadership skills.

Mr. Frank's management and leadership style is somewhat innovative. He thinks outside of the box and allows one to develop professional growth. He is open to new approaches and ideas in addressing the problems of the department. He encourages us to strive for excellence and challenges our ability to grow without losing sight of the mission of PSD.

Mr. Frank is one to advocate for the working person and displays compassion and empathy for those in need. He possesses the knowledge and experience needed to manage a complex department such as the Department of Public Safety and he can advocate change in meeting the challenges faced by the Department of Public Safety.



**THE SENATE  
THE TWENTY-FOURTH LEGISLATURE  
INTERIM OF 2007**

**COMMITTEE ON PUBLIC SAFETY**

**Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair**

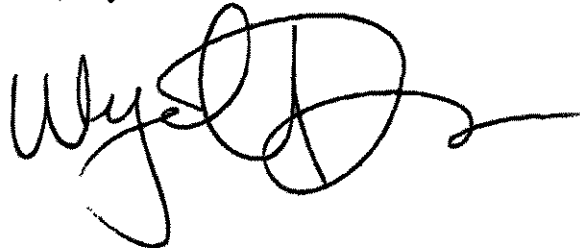
**NOTICE OF HEARING**

**DATE: Tuesday, October 23, 2007  
TIME: 10:00 a.m.  
PLACE: Conference Room 225  
State Capitol  
415 South Beretania Street**

**SUBJECT: Submitting a written statement for consideration, and confirmation of CLAYTON A. FRANK as Director of the Department of Public Safety, for a term to expire 12-31-2010.**

**To whom it may concern,**

**Aloha, my Name is Wyatt Lee, I am a Adult Corrections Officer who has worked under the direct supervision of the above mentioned Gubernatorial Nominee Clayton A. Frank since 2003. I want to say that Mr. Frank's dedication and, years of service has allowed him to cope with the many challenges that poses for our Department. As you all know, He has worked in various management positions within the Department, gaining the experience necessary to manage at the department level. I have worked for Mr. Frank the past several years at the Halawa Correctional Facility. He is deeply respected by all who have had a chance to know him. He as the warden at the time has shown strong leadership towards all staff, uniformed, and non uniformed. He has also taken great pride in ensuring that the public's safety is never in jeopardy. I have seen him dissect and prepare, sensitive operations inside, and outside the facility. As there are many things that I could elaborate on, I will conclude with this, a non confirmation of Mr. Frank would be not only a great loss to the employees of our department, but a total loss to the state of Hawaii, and it's citizens who entrust us to keep them safe. I thank you for your time for reading my letter, may God guide us in all that we do, Wyatt G Lee.**

10/22/07 

**Sen. Will Espero**

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**From:** RENEE KAMA [KAMAD003@hawaii.rr.com]  
**Sent:** Friday, October 12, 2007 11:12 AM  
**To:** senespero@capitol.hawaii.gov (Senator Will Espero)  
**Cc:** senevans@capitol.hawaii.gov (Senator Cindy Evans)  
**Subject:** Confirmation of Clayton Frank  
**Follow Up Flag:** Follow up  
**Flag Status:** Green

Dear Senator Espero,

I wish to give my approval of Mr. Clayton Frank, Interim Director of Public Safety, to be appointed to the permanent position of Director of Public Safety. I have known Clayton for over 15 years. He is honest, very fair, and dedicated in his work. I retired from Halawa High Security Facility, where I met and worked for Clayton and have kept in touch with other employees - all of whom found him a good person to work for, and very knowledgeable in his job. They also feel that he is the right person for the job and hope that you will please support him. If I can offer any more information, please feel free to call me at 968-7425 (Big Island).

Thank you,

Daniel C. Kama

10/12/2007

**testimony**

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**From:** Harry Kim [cohmayor@co.hawaii.hi.us]  
**Sent:** Monday, October 22, 2007 5:27 PM  
**To:** testimony  
**Cc:** Andy Levin  
**Subject:** Testimony to the Committee on Public Safety Regarding the Confirmation of Clayton A. Frank

Testimony to the Committee on Public Safety Regarding the Confirmation of Clayton A. Frank  
Hearing Date and Time: Tuesday, October 23, 2007 at 10:00 a.m.  
(Hearing notice does not indicate how many copies are needed)

Dear Chairperson Espero and Members of the Committee on Public Safety:

The administration of the County of Hawaii, along with various members of the business community and with community organizations, has been working for several years to develop a good working relationship with the Department of Public Safety to address the needs of persons from Hawaii Island who are incarcerated. Mr. Clayton A. Frank is the one person who has occupied the position of Director of Public Safety in recent years who has truly presented an attitude of interest, willingness, and commitment to work with this community in developing a program for incarcerated individuals from this island. Past efforts have not resulted in much progress, but in the very short time that Mr. Frank has occupied this position, it is with great gratitude that I can report that we finally have a feeling of moving forward together.

We would like the members of the Senate Committee on Public Safety to know of our strong support of the confirmation of Mr. Clayton A. Frank as the Director of Public Safety. This support is based on the true belief that he will be very good in looking toward better ways to treat those who are incarcerated.

We ask for a favorable vote on the confirmation of Clayton A. Frank. Thank you for your consideration and support.

Aloha,

Harry Kim  
Mayor  
County of Hawaii  
25 Aupuni Street  
Hilo, Hawaii 96720  
(808) 961-8211

**LATE TESTIMONY**



**STATE OF HAWAII  
DEPARTMENT OF ACCOUNTING  
AND GENERAL SERVICES  
P.O. BOX 119  
HONOLULU, HAWAII 96810-0119**

RUSS K. SAITO, COMPTROLLER  
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES  
TO THE  
SENATE COMMITTEE  
ON  
PUBLIC SAFETY  
October 23, 2007

RELATING TO THE CONFIRMATION OF CLAYTON A. FRANK

Chairman Espero and members of the Committee,

I strongly support Governor Linda Lingle's nomination of Mr. Clayton A. Frank to the position of Director of the Department of Public Safety (PSD).

I have the pleasure of working with Mr. Frank and found him to be professional and most importantly caring of the inmates. I also believe Mr. Frank to be a good administrator who is knowledgeable, conscientious and hard working. Mr. Frank also brings with him years of experience working within the PSD system having been a former warden at the Halawa Correctional Facility.

Knowing that the position of Director of PSD carries with it a great responsibility I can think of no one else more qualified to fill this position.

I respectfully ask for your support of Mr. Frank's nomination and that you confirm him as Director of PSD.

# LATE TESTIMONY

LINDA LINGLE  
GOVERNOR OF HAWAII



CHIYOME LEINAALA FUKINO, M.D.  
DIRECTOR OF HEALTH

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
P.O. Box 3378  
HONOLULU, HAWAII 96801-3378

In reply, please refer to:  
File:

## Committee on Public Safety

### CONSIDERATION AND CONFIRMATION OF CLAYTON A. FRANK AS DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY

Testimony of Chiyome Leinaala Fukino, M.D.  
Director of Health

October 23, 2007

1           **Department's Position:** The Department of Health (DOH) strongly supports the nomination of  
2 Mr. Clayton A. Frank as Director to the Department of Public Safety (PSD). Since assuming his  
3 interim tenure, Mr. Frank has demonstrated his vast correctional experience and steady, tempered  
4 leadership skills for PSD in key areas that intersect with the Department of Health, such as mental health  
5 and the ongoing planning for Waimano Home Ridge. The DOH welcomes and asks for the opportunity  
6 to continue our efforts to partner and collaborate with PSD, under Mr. Frank's guidance. Mr. Frank has  
7 proven a lifelong dedication to this State and to the Department of Public Safety, and we are confident  
8 that he will carry his department forward with this same dedication and determination.

9           The Department of Health urges this committee to favorably consider the nomination of Mr.  
10 Clayton A. Frank.

11           Thank you for the opportunity to testify on this measure.



**TESTIMONY OF THE STATE ATTORNEY GENERAL  
SECOND SPECIAL SESSION OF 2007  
TWENTY-FOURTH LEGISLATURE**

---

**ON THE FOLLOWING MEASURE:**

Submitting for consideration and confirmation as Director of the Department of Public Safety, Gubernatorial Nominee, CLAYTON A. FRANK, for a term to expire 12-31-2010

**BEFORE THE:**

HOUSE COMMITTEE ON PUBLIC SAFETY

**DATE:** Tuesday, October 23, 2008 **TIME:** 10:00 AM

**LOCATION:** State Capitol, Room 225  
*Deliver to: Committee Clerk, Room 207, 1 copy*

**TESTIFIER(S):** Mark J. Bennett, Attorney General

---

Dear Chair Espero and Members of the Committee:

I am writing to submit testimony in strong support of Clayton Frank to be confirmed in the position of the Director of Public Safety. Interim Director Frank has had a wealth of experience at the Department of Public Safety including being the Warden/Administrator of the Halawa Correctional Facility, the Warden/Administrator of the Oahu Community Correctional Center, the Institutions Division Administrator of the Department, the Inspections and Investigations Officer of the Department, the Acting Deputy Director for Law Enforcement of the Department, the Acting Warden/Administrator of Waiawa Correction Health Facility, a Corrections Supervisor I and II, a Social Worker IV, and outside the Department, a Probation Officer and a Social Worker III. Clayton Frank has all the experience that could ever be desired in the position of Director.

I have had the opportunity to work for several months with Mr. Frank in his capacity as Interim Director, on issues including those of the provision of mental health services at the Oahu Community Correctional Facility. I have found Mr. Frank to be intelligent,

honest, ethical, knowledgeable, involved, and deeply caring about his Department and the inmates who are in his charge.

The employees of the Department of Public Safety desperately need a leader, who they can count on to lead their Department for the next three years. Mr. Frank is that leader and has all qualities necessary for the position. I would respectfully urge that you confirm Clayton Frank.

LINDA LINGLE  
GOVERNOR



DARWIN L.D. CHING  
INTERIM DIRECTOR

COLLEEN Y. LaCLAIR  
DEPUTY DIRECTOR

**STATE OF HAWAII  
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS**

830 PUNCHBOWL STREET, ROOM 521  
HONOLULU, HAWAII 96813  
[www.hawaii.gov/labor](http://www.hawaii.gov/labor)  
Phone: (808) 586-8842 / Fax: (808) 586-9099  
Email: [dlir.director@hawaii.gov](mailto:dlir.director@hawaii.gov)

October 22, 2007

(Via Facsimile: 586-6361)

Chairman Will Espero and Committee Members  
Public Safety Committee  
415 South Beretania Street, Room 207  
Honolulu, Hawaii 96813

Re: Confirmation of Clayton Frank as Director  
Department of Public Safety, State of Hawaii

Dear Senator Espero and Committee Members:

I strongly support the appointment of Clayton Frank as Director of the Department of Public Safety. I have known of Clayton for about 25 years when I was a young deputy prosecuting attorney. He was a public safety official at that time. He had a reputation for being honest, trustworthy and for expeditious follow up. My subsequent meetings and dealings with him confirmed that, even when I was a criminal defense attorney. Therefore, I strongly support his nomination.

Thank you for your time and consideration.

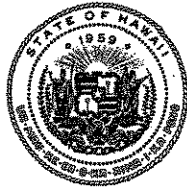
Sincerely,

DARWIN L.D. CHING

**LATE TESTIMONY**



LINDA LINGLE  
GOVERNOR



BARRY FUKUNAGA  
DIRECTOR

Deputy Directors  
MICHAEL D. FORMBY  
FRANCIS PAUL KEENO  
BRENNON T. MORIOKA  
BRIAN H. SEKIGUCHI

IN REPLY REFER TO:

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

October 23, 2007

TESTIMONY OF THE DEPARTMENT OF TRANSPORTATION

COMMITTEE ON PUBLIC SAFETY

BILL NUMBER: GOVERNOR'S MESSAGE NO.

TITLE: SUBMITTING FOR CONSIDERATION AND CONFIRMATION AS  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY,  
GUBERNATORIAL NOMINEE, CLAYTON A. FRANK, FOR A TERM  
TO EXPIRE 12-31-2010.

DEPARTMENT'S  
POSITION:

The Department of Transportation strongly supports the nomination of Clayton Frank for the position of Director of the Department of Public Safety.

COMMENTS:

Mr. Frank has extensive knowledge and experience in the field of public safety administration and during his interim period of appointment to the position has demonstrated his capacity to provide effective leadership in addressing the issues and challenges faced by the department. He has elicited the support and confidence of department employees and is deemed very capable of providing the needed leadership required to lead the department.

**LATE  
TESTIMONY**

October 22, 2007

The Honorable Will Espero, Chair  
The Honorable Clarence Nishihara, Vice Chair  
Senate Committee on Public Safety  
State Capitol, Room 207  
415 South Beretania Street  
Honolulu, Hawaii 96813

SUBMITTING FOR CONSIDERATION AND CONFIRMATION  
TO THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY,  
GUBERNATORIAL NOMINEE, **CLAYTON A. FRANK**

Hearing Date: Tuesday, October 23, 2007  
Time: 10:00 A.M.  
Place: Conference Room 225

Dear Chair Espero and Vice Chair Nishihara:

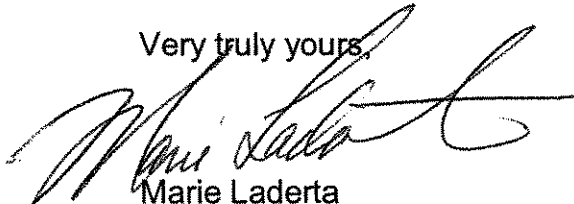
I am writing in STRONG support of Clayton A. Frank as Director of the Department of Public Safety.

Mr. Frank is a career law enforcement and corrections administrator. His passion and knowledge of the department is evident. Because of his 26-year tenure with the department, Mr. Frank is well aware of the many challenges and intricacies facing the department. He is a well-respected leader and well-suited to this position.

In my interactions with Mr. Frank, I have observed him to be reasonable and fair. He is also responsive to the needs of his Department and staff.

It is for these reasons that I urge you to recommend him for confirmation.

Very truly yours,



Marie Laderta

**LATE TESTIMONY**



**HAWAII GOVERNMENT EMPLOYEES ASSOCIATION**

AFSCME LOCAL 152, AFL-CIO  
888 MILILANI STREET, SUITE 601 • HONOLULU, HAWAII 96813-2991



Russell K. Okata *Executive Director*  
Tel: 808 543-0011 Fax: 808 528-0922

Randy Perreira *Deputy Executive Director*  
Tel: 808 543-0003 Fax: 808 528-0922

Derek M. Mizuno  
~~Russell K. Okata~~ *Deputy Executive Director*  
Tel: 808 543-0055 Fax: 808 523-6879

The Twenty-Fourth Legislature, State of Hawaii  
Hawaii State Senate  
Committee on Public Safety

Testimony by  
HGEA/AFSCME Local 152, AFL-CIO  
October 23, 2007

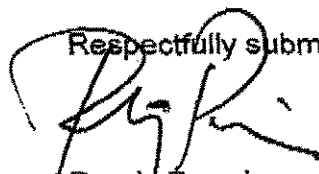
Submitting for Consideration and Confirmation of Clayton Frank as Director of the Department of Public Safety

The Hawaii Government Employees Association supports the nomination of Clayton Frank as the Director of the Department of Public Safety (PSD). Administration of this department presents many challenges given the scope and depth of responsibilities for public safety. We believe Mr. Frank is uniquely qualified based on his broad experiences within the department.

Mr. Frank has almost twenty-six years of PSD service in a variety of managerial and supervisory positions. He has served as warden of three separate correctional facilities, and deputy director of the Law Enforcement Division. Mr. Frank also worked as administrator of the Department's Institutions Division, overseeing the operation of the state's correctional facilities, including supervising the wardens. Previously, he worked as a probation officer for the state Judiciary.

As the exclusive representative for over 700 PSD employees, HGEA has worked extensively with Mr. Frank as the employer representative. We have learned through these encounters that Mr. Frank is forthright and fair in dealing with employees and in resolving problems and grievances. Mr. Frank understands the organization's needs and works to meet the challenges and is respected within the Department.

We wholeheartedly support Mr. Frank's nomination as the Director of the Department of Public Safety. We respectfully request your recommendation to support the confirmation.

Respectfully submitted,  
  
Randy Perreira  
Deputy Executive Director

*Nona Komura*



# LATE TESTIMONY

## TESTIMONY ON THE CONFIRMATION OF CLAYTON FRANK AS DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY.

by  
Louise Kim McCoy

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007, 10:00 a.m.  
State Capitol, Conference Room 225

Chair Espero, Vice-Chair Nishihara, and Members:

I strongly support the confirmation of Clayton A. Frank as Director of the Department of Public Safety (PSD). His many years in corrections and diverse experience will have a positive impact on this department.

As you are well aware, PSD has been operating without a permanent director for about three years. The lack of official leadership has affected employee morale and caused many issues that originated during past administrations to fester and erupt into larger concerns.

I first met Mr. Frank several years ago when he was a warden and I was a news reporter. He was always fair and very professional. I was so taken by his sincerity to provide the best possible care for offenders despite the department's limited resources, which were well documented. When I was approached in early 2006 to work for PSD, I had to fill out an application form. I asked Mr. Frank if I could use him as a reference because even before I started working at PSD, I knew he was well respected among his peers, subordinates and supervisors.

Mr. Frank has already served the State of Hawaii for 26 years. He has been a social worker, probation officer, corrections supervisor, warden and administrator for three different facilities, as well as deputy director for law enforcement and the institutions division administrator. So when Mr. Frank was appointed Interim Director in May 2007, many PSD employees were extremely pleased to have a leader who came up from the rank and file and experienced, along with them, all the growing pains this department has endured over the years.

In the five months as Interim Director, Mr. Frank has already demonstrated that he possesses the determination and ability to lead this department. He has the wisdom and integrity to make sound decisions for the benefit of the offenders entrusted to his care. Mr. Frank is also compassionate in his understanding of the range of emotions when addressing offenders and their families. He realizes the importance of partnerships and is

willing to connect with outside organizations in order to find ideas, resources and solutions.

As a long-time PSD employee, he knows the majority of the department's work force is dedicated and committed to excellence. Mr. Frank wants to create an organization with a strong foundation for the employees, where fairness, consistency, uniformity, and stability are emphasized. He believes in working as a team and giving employees the proper training, equipment and support so the department can operate more efficiently. He inspires his employees to care about the quality of their work.

I have faith in Mr. Frank and I hope you will confirm him as Director so that he may continue the momentum of positive change that he's begun for this department.

# LATE TESTIMONY

## COMMITTEE ON PUBLIC SAFETY

Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

### NOTICE OF HEARING

DATE: Tuesday, October 23, 2007  
TIME: 10:00 a.m.  
PLACE: Conference Room 225  
State Capitol  
415 South Beretania Street

Submitting for consideration and confirmation as Director of the Department of Public Safety, Gubernatorial Nominee, CLAYTON A. FRANK, for a term to expire 12-31-2010.

To: The Honorable Senator Will Espero

From: Sergeant Shawn Colotario, Union Steward, Halawa Correctional Facility

Re: Mr. Clayton Frank

Dear Sir,

I am writing to you, both as a Sergeant of this fine Department and as a voting Citizen. I first met Mr. Frank when he was transferred to Halawa Prison a few years back. My first impression of him was that he was easy to talk to, very approachable. Under his tenure, I was asked to fill a warden select position running the Intake/Transportation Unit. Shortly after that, I was elected Union Steward. Indeed, it was an awkward position I found myself in, a warden select sergeant that is also a union steward. But Clayton made it bearable to wear both hats. Clayton has always showed respect to his employees as individuals as well as union members. His door is always open and he is always willing to listen. When Clayton took the interim director's position, Halawa took a loss but the Department gained enormously. I believe that Clayton possesses the qualities and the experience to take this Department to a new level. I strongly support the confirmation of Interim Director Frank. I Pray that you, your committee and the entire Legislative body confirm Clayton as Director of the Dept. of Public Safety. Thank you for your time and consideration on this matter. If you have any questions, please call me on my cell @ 286-0453 or during the day @ 484-7242.

# LATE TESTIMONY

## TESTIMONY ON THE CONFIRMATION OF CLAYTON FRANK AS DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY

By  
Elizabeth B. Holbron  
Clerk Typist II  
Laumaka Work Furlough Center  
Oahu Community Correctional Center

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

Tuesday, October 23, 2007, 10:00 AM  
State Capitol, Conference Room #225

Chair Espero, Vice-Chair Nishihara, and Members:

My name is Elizabeth Holbron. I am writing this letter of support for Clayton Frank. I work for the Department of Public Safety as a Clerk Typist II at Laumaka Work Furlough Center, Oahu Community Correctional Center. I have worked in Corrections for twenty-four years, as an Adult Corrections Officer, and then as a Sergeant at Waiawa Correctional Facility.

I worked for Clayton Frank when he was the Warden at Waiawa Correctional Facility in 1989. Clayton brought camaraderie and unity to the members of our facility. He was always kind and considerate to the employees. As kind as he was, he was also firm in the decisions that he made where safety and security concerns were an issue. Clayton Frank had the respect of the staff at WCF, and he certainly had my respect. He made coming to work easy, because we respected him and he gave the same respect back to us. He was the kind of Warden and "Boss" we admired and trusted.

I transferred to OCCC in 2003. Clayton Frank was my Warden. It was heartwarming to see him again because he remembered and acknowledged me. My role has changed and I work in a non-uniformed capacity. Regardless of my work status, Clayton has always treated me with respect. I am proud of the fact that the Governor has appointed him as *our Director*. I cannot think of anyone better for the position. Over the years, I have come to see that no matter what the job responsibility of each employee, if you do not have the leadership administratively, the level of professionalism often suffers as does the motivation to work. Clayton has been the type of Administrator for whom you want to work. I appreciate having the opportunity to work under his leadership and hope that you will also feel as I do that he is the right person to lead our department.

Respectfully,

Elizabeth B. Holbron  
Clerk Typist II (Former Sergeant)  
Laumaka Work Furlough Center  
Oahu Community Correctional Center.



# LATE TESTIMONY

LORENN WALKER, J.D., M.P.H.

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## COMMITTEE ON PUBLIC SAFETY

Honorable Senator Will Espero, Chair & Honorable Senator Clarence K. Nishihara, Vice Chair  
Tuesday • October 23, 2007 • 10:00 a.m. Conference Room 225

Subject: Testimony Regarding CLAYTON FRANK'S confirmation.

I SUPPORT the confirmation of Clayton Frank as director of the department of public safety.

My experiences with Mr. Frank indicate that he is open to innovative changes, including restorative justice approaches, for improving our corrections system.

Hawai'i's *Restorative Circle* and *Modified Restorative Circle* program has been cited as an example of a promising recidivism reduction practice by internationally recognized experts including Northern Ireland criminal justice professor Shadd Maruna author of *Making Good: How Ex-Convicts Reform and Rebuild Their Lives*; Australian criminologist John Braithwaite author of *Crime, Shame and Reintegration*, Howard Zehr, often called *the grandfather* of the American restorative justice movement and author of *Changing Lenses*; and Daniel Goleman psychologist and author of *Emotional Intelligence*, which has sold over 5 million copies.

There is no question that Hawai'i's corrections system needs some positive changes. Our alarmingly high recidivism rate shows that we are failing to rehabilitate inmates, and sadly indicates that our prisons are likely furthering criminal behavior, making our community less safe.

Our prisons need to provide true rehabilitation for inmates that includes addressing healing and restoration of relationships damaged by crime, which is what the Restorative Circle program accomplishes. An effective organizational shift in the department of public safety from primarily retribution to restoration requires strong leadership, which I believe Mr. Frank possesses.

My work experience with the department of public safety began in 1979 as a University of Hawaii student intern at the women's prison in Kailua. Later, I represented the department and its employees in lawsuits as a deputy attorney general in civil lawsuits. In 1994, I began teaching criminal justice courses for the University of Hawaii. In 1999 I introduced a corrections course, and later worked to have it provided regularly by the criminal justice department at Honolulu Community College. I have designed and provided restorative justice programs for juveniles and adults since 1997. In 2005 I developed the Restorative Circle process after a conversation with Kat Brady, and later developed the Modified Restorative Circle process in 2007 when its need was discovered through an inmate facilitator-training program. The Circles are provided collaboratively with the Community Alliance on Prisons and the department of public safety.

I believe Mr. Frank's appointment will help bring a much-needed change to our corrections system. Please vote for his confirmation.

Lorenn Walker

# LATE TESTIMONY

WRITTEN TESTIMONY

COMMITTEE ON PUBLIC SAFETY  
Senator Wil Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

DATE: Tuesday, October 23, 2007

TIME: 10:00 a.m.

PLACE: Conference Room 225  
State Capitol

Senator Espero and Members of the Committee,

My name is Alan Asato, Administrator, Inspections and Investigations Office, Department of Public Safety, State of Hawaii. In my 19 years of public service, I have been fortunate to have worked for many highly skilled and committed individuals in the social service and helping professions. From my earliest experiences as a Youth Intake Center Worker at the Susannah Wesley Community Center in Kalihi to my various positions of increasing responsibility while in service to the State of Hawaii, these individuals nurtured and sustained my continuing professional growth with their fair and disciplined leadership, breath of knowledge, keen skills set, and self-less commitment to the core values of the helping professions; honesty, truth, caring, and genuineness. Among these influential practitioners and leaders, I am truly fortunate to be able to consider Clayton Frank, a principled mentor and colleague.

I have no doubt the Committee has already received many testimonials and letters that speak to their high regard for the Candidate and detail how they and many others feel he is eminently qualified and ready to take-on the challenges and responsibilities of Director. Having worked for/with him since 1988, I can attest to his disciplined core values, tested leadership ability, and consensus building style of management. In deed, he is a savvy manager and administrator with a proven track record of accomplishments. I am wholeheartedly in support of his confirmation as Director of the Department of Public Safety.

Thank you for allowing me the opportunity to share my views.

Sincerely,



Alan M. Asato  
94-1113 Limahana Street  
Waipahu, Hawaii 96797

# LATE TESTIMONY

Written Testimony Only

Senator Espero and Members of the Committee on Public Safety,

My name is Laurie Nadamoto. I am a Pre-Disciplinary Hearings Officer with the Department of Public Safety. I have been with the Department since June 1998 and have known and worked with Clayton Frank since that time. I am writing in favor of Mr. Frank's confirmation. Prior to joining the Department of Public Safety, I worked for the City & County of Honolulu in the Department of the Prosecuting Attorney and prior to that I was a law clerk for the Honorable Frank T. Takao of the First Circuit Court.

When I first joined the Department, Mr. Frank was in the position of the Institutions Division Administrator. He always had an open office and was always available to answer whatever questions I had since I was new to the Department and did not have a Corrections background. He was very supportive and cooperative. There was a great deal for me to learn about Corrections and Mr. Frank was a tremendous help. In all my dealings and discussions with Mr. Frank, he has been knowledgeable and most importantly, in my opinion, fair and impartial. I believe Clayton Frank would be a stabilizing force for this Department and that we would benefit greatly with him as our Director.

Thank you for the opportunity to share my opinion on Clayton Frank's consideration for confirmation for the Department of Public Safety's Director.

Sincerely,



Laurie Nadamoto

LINDA LINGLE  
GOVERNOR



RUSS K. SAITO  
COMPTROLLER

BARBARA A. ANNIS  
DEPUTY COMPTROLLER

**STATE OF HAWAII**  
**DEPARTMENT OF ACCOUNTING**  
**AND GENERAL SERVICES**  
P.O. BOX 119, HONOLULU, HAWAII 96810

A-6.7

October 23, 2007

Honorable Senator Will Espero, Chair  
Honorable Senator Clarence K. Nishihara, Vice Chair  
Committee on Public Safety  
The Senate  
The Twenty-fourth Legislature  
Interim of 2007

Chair Espero, Vice Chair Nishihara and Members,

Subject: Confirmation as Director of the Department of Public Safety, Gubernatorial  
Nominee, Clayton A. Frank

I strongly support Governor Lingle's nomination of Clayton A. Frank as the director of the  
Department of Public Safety.

He is an experienced leader and manager in the department with many years of service as the  
warden of the Halawa Correctional Facilities. The department needs someone with department  
experience and an intimate knowledge of the issues and challenges they face. Mr. Frank is well  
qualified to provide the leadership necessary to address these issues and challenges.

I respectfully request your committee's support and recommendation for the confirmation of  
Clayton A. Frank as the director of the Department of Public Safety.

Sincerely,

A handwritten signature in black ink, appearing to read "Ernest Y.W. Lau".

Ernest Y.W. Lau, Administrator  
Public Works Division

**LATE  
TESTIMONY**

June Tavares 919 Ala Moana Blvd, Honolulu, HI 96814

# LATE TESTIMONY

TESTIMONY ON GOVERNOR'S MESSAGE \_\_\_\_\_  
SUBMITTING FOR CONSIDERATION AND CONFIRMATION  
CLAYTON A. FRANK  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY  
EXPIRATION DATE: DECEMBER 6 2010

By  
June Tavares

Senate Committee on Public Safety  
Senator Espero, Chair  
Senator Clarence K. Nishihara, Vice Chair

23 day, October, 2007; 10 a/pm.  
State Capitol, Conference Room 225

Senator Espero and Members of the Committee

My name is June Tavares and I am the Health Care Division Administrator and I testify as an individual and as a correctional employee and not as a Department representative in favor of the confirmation of Clayton A. Frank as Director of the Department of Public Safety.

During the 2007 legislative session I testified during the Confirmation Hearing for the same reasons we are here today: Proceedings to ultimately confirm or not confirm a Director for the Department of Public Safety. I raised concerns during the 2007 session regarding stability in the Department at the very highest level. Since the formation of the Department the average length of stay for Directors is 18 months.

For those of us who have been with the Department for a time and those who are newly hired and full of enthusiasm, it is difficult to report to work everyday, to try to improve operations, to move programs forward, without stable leadership.

have worked with Mr. Frank, both of us in various positions in this Department, for over 20 years and can say this in all honesty: He is honest and he is fair. Mr. Frank is calm and takes the time to think things through but does not take so long to make decision that he is not decisive.

Community links and offender re-entry into the community is very important to him, to all of us. We know how important it is for an ex-offender to find stability in the community. If they are stable, if their basic needs are met, they don't come back to us. That is our goal. That is our mission. It is what we want. Mr. Frank is fully committed to offender re-entry. We are off to a good start. If Mr. Frank is not confirmed, those efforts will be hindered. Confirm Mr. Clayton Frank.

# LATE TESTIMONY

TESTIMONY FOR CLAYTON A. FRANK

NOMINEE FOR DIRECTOR

DEPARTMENT OF PUBLIC SAFETY

Tuesday, October 23, 2007

10:00 a.m.

Senate Committee on Public Safety

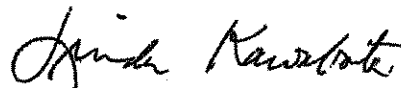
The Honorable Will Espero, Chair, and Members of the Committee:

My name is Linda Kawabata, and I am submitting this testimony in support of Clayton A. Frank, nominee for Director of the Department of Public Safety.

I worked with Mr. Frank from 1990 thru 1996. I served as the Executive Secretary and then Executive Assistant to the Director of Public Safety. Mr. Frank served as the Warden for the Oahu Community Correctional Center and moved to other duties during the time period that I was there.

I found Mr. Frank to be an honest, hard-working, diligent, conscientious and caring person. He was always up to the task for whatever assignment that was given to him. From my viewpoint, Mr. Frank was well-liked and respected by his peers and would make an excellent Director for the Department of Public Safety.

I humbly ask that you consider Mr. Frank for the position of Director of the Department of Public Safety.

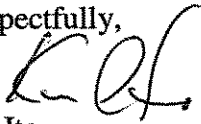


# LATE TESTIMONY

Chairman Espero and Members of the committee,

I have known and worked with Clayton Frank for almost 25 years. Mr. Frank has the leadership and administration skills necessary to change for the better a department that has not had a permanent Director for over 4 years. I am confident that Mr. Frank will change the culture at Public Safety and have a vision for the future. Mr. Chairman, I strongly support his nomination for the position of Director of Public Safety and if any other information is needed, please call me at my office 586-8470.

Respectfully,

A handwritten signature in black ink, appearing to read 'Ken Ito', written in a cursive style.

Ken Ito

LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**CRIME VICTIM COMPENSATION  
COMMISSION**

1136 Union Mail, #600  
Honolulu, Hawaii 96813  
Telephone: 808 587-1143  
FAX 808 587-1146

LISA A. DUNN  
Chair

REBECCA S. WARD  
Commissioner

TOM WATTS  
Commissioner

PAMELA FERGUSON-BREY  
Executive Director

CONFIRMATION OF CLAYTON A. FRANK  
DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY

by

Pamela Ferguson-Brey, Executive Director  
Crime Victim Compensation Commission

Senate Committee on Public Safety  
Senator Will Espero, Chair  
Senator Clarence K. Nishihara, Vice-Chair

Tuesday, October 23, 2007, 10:00 AM  
State Capitol, Conference Room 225

Chair Espero, Vice Chair Nishihara, and Members of the Senate Committee on Public Safety:

Thank you for providing the Crime Victim Compensation Commission ("Commission") with the opportunity to testify before you today. The Commission supports the confirmation of Clayton A. Frank as the Director of the Department of Public Safety for a term to expire on December 31, 2010.

The Commission was established by the Legislature to mitigate the physical, emotional and financial impact suffered by victims of violent crime. The Commission disburses funds to pay un-reimbursed expenses for crime-related losses experienced by victims who suffer physical or emotional injury, or death, as the result of a violent crime. Many violent crime victims and surviving family members could not afford the medical, rehabilitative or mental health treatment they need to recover from the crime, or the cost of a funeral to bury a loved one, if crime victim compensation was not available. The Commission also administers a pilot project, the Restitution Recovery Project, to collect restitution from inmates and parolees, and to disburse those funds to crime victims.

The Commission is housed within the Department of Public Safety for administrative purposes only. Section 26-35, Hawaii Revised Statutes, provides that all personnel action, budgetary oversight, and procurement are subject to the approval of the head of



the Department. The Department is also responsible for the collection of restitution from inmates by way of the garnishment of inmate wages.

In his five-month tenure as Interim Director, Mr. Frank, has demonstrated a strong commitment to ensuring that the Department meets its statutory obligations to victims, in part through the garnishment of inmate wages in order to ensure the payment of restitution.

Prior to Mr. Frank's tenure, an area of concern for the Commission had been the previous neglect by, and/or failure of, the various correctional facilities to deduct restitution payments from inmate wages, as required by statute, in all cases where the Court has ordered an inmate to pay restitution. Mr. Frank has a keen understanding of the importance that paying restitution has in the process of an offender's rehabilitation.

The facilities' collection of restitution from inmates has improved significantly during the last several months through the cooperative efforts of the Wardens and their correctional facilities' staff, the Department administrators, and the Interim Director.

The Commission urges you to confirm the appointment of Clayton A. Frank as the Director of the Department of Public Safety.

October 21, 2007

To: Senator Will Espero  
Senate Committee for Public Safety

From: Malcolm Lee, Chief of Security, WCCC

Subject: Testimony of Malcolm Lee. Re.:  
Clayton Frank, Interim Director of Public Safety Department

LATE TESTIMONY

Good afternoon Mr. Chairman and Senate Committee for Public Safety, my name is Malcolm Lee. I've been employed with the State of Hawaii, Corrections Division, for thirty-four years. I have experienced our prison system's transition from city to state. I have experienced a lot of the department's growing pains, and some very turbulent times.

It has been approximately five months since Ms. Ewalani White's confirmation hearing and Public Safety Administration has stands firm on Ms. White decision by not permitting me to return back to Women's Community Correctional Center.

**Some of the events that has occurred since Clayton Frank has been assigned the task of Public Safety Director:**

After Ms Ewalani White's confirmation hearing, Acting Director John Propotnik had decided to return all seven of us back to WCCC based on the Attorney Generals investigation.

But Mr. Bob Awana received information of Propotniks decision and order another investigation to be conducted by PSD IA Office. Because of allegations made by Ms. May Andrade, Chief of Security of Halawa Correctional Facility, and now assigned as Executive Assistance to the Acting Director Clayton Frank. Ms. May Andrade had approached Bob Awana and told Bob that there was reason to believe that Chief of Security Malcolm Lee had misappropriated state funds and made states that all the equipment that was stolen was returned back to WCCC.

An investigation was conducted by Internal Affairs in reference to Ms. Andrade's allegations. My interview with IA was conducted on September 11, 2007, the questions and answer was the same as AG's interview held on November 16, 2006. On October 9, 2007 the investigation was completed by IA and delivered to the Director's Office.

Ms. Andrade read the investigation report and called Chief Investigator Clayton Kawamata and had asked him (Kawamata) some questions about the report. Mr. Kawamata was upset the Ms. Andrade had read the report because she (Andrade) had made the allegations. At which time Mr. Kawamata went to the Director's Office took the report back

**Page 2**  
**Director**

Come November makes one year since allegations were made against me. My thirty-four years of dedication and faithful service to the State of Hawaii, Public Safety Department has been dampen by lies, greed and selfishness, by Mr. Bill Holbron, Ms. Ewalani White and Ms. May Andrade.

- **Meeting:** held with UPW Director Nathan Nakanilua, Acting Director Clayton Frank, IDA Edwin Shimoda and Administrator Roy Yamamoto in reference to uniforms (coveralls) and abuse of sick.
- **History of uniforms:** Wardens and Chief of Security finally came to an agreement as to when ACO's would be permitted to wear coveralls. Because of this change, monies were appropriated to fund a new uniform change, requiring ACO's to wear Class A uniform. Roy Yamamoto and/or Edwin Shimoda could give you and your committee a more clear understanding as to why the uniform requirements were implemented.
- **History of sick program:** Public Safety had implemented a sick program a few years back to require ACO's to be placed on a six month probation if found guilty of sick abuse. Roy Yamamoto and Edwin Shimoda could give you and your committee a more clear understanding as to why the sick program was implemented and why it was eliminated.
- **Meeting: October 1 & 2, 2007** in this meeting that was held, an agreement was made between Nathan Nakanilua and Clayton Frank, in the presents of Tommy Johnson, Edwin Shimoda, Roy Yamamoto and eight (8) of the Union Stewards.
- **Agreement** to permit ACO's to wear coveralls contrary to what the Wardens and Chiefs had agreed upon. Frank had met with the Wardens and had asked them on how they felt about changing the requirements for ACO's wearing coveralls, a vote was conducted and the Warden was against changing the requirements of wearing coveralls 8 to 0. Then Frank met with the Chiefs in reference to coveralls, same results, the Chiefs voted 8 to 0 against changing the requirements of wearing coveralls. See attachments, A, B, C & D.
- **Suicide** when Mackie Fury committed suicide at Oahu Community Correctional Center the news coverage was very thorough as to who? What? When? And Where?
- **October 18, 2007** I receive a phone call from ACO's from WCCC that an inmate at WCCC had hung herself at about 1445 hours. The next day no news coverage,
- **Transferring of equipment,** since Ms. Ewalani confirmation Executive Assistant Ms. May Andrade and Acting Warden Mark Patterson has managed to transferred an \$18,000.00 lawnmower, \$9000.00 worth of tools, \$2,500.00 worth of air conditioning, \$5000.00 wood cheaper, \$8,000.00 compressor, all to Halawa Correctional Facility.
- **Appointment** of Mark Patterson to Acting Warden, I am applaud that Mark would be appointed this position and sent to training. Administration plan to

**Page 3**  
**Director**

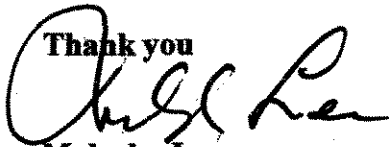
- assure Mark that he will be the next Warden of WCCC. An investigation should be conducted on Mark's integrity and honesty and dedication to Public Safety. It is a know fact the Mark work as a doorman at the Platinum Strip in Waikiki as a second job, owned by an ex-inmate.

**Discrimination:** we can not over look the \$2,000,000.00 discrimination suit filed against Clayton Frank that we as tax payers paid for.

This is where the saying goes," only in PSD, when you jam up, you get promoted."

In conclusion I respectfully ask this committee not to confirm Mr. Clayton Frank as **Director of Public Safety.**

Thank you



**Malcolm Lee**  
**Chief of Security, WCCC**

October 12, 2007

TO: All Uniformed Staff  
FROM: Francis X. Sequeira, AHFW  
SUBJECT: **Uniform Stipulations**

**IMPORTANT**

Effective Tuesday, 10/16/07, and until further notice, the following amendments to the wearing of Class A Uniforms will be in effect:

- All supervisory staff inclusive of Major, Captains, Lieutenants, and Sergeants will continue to be clad in Class A Uniforms while on duty.
- All posts that have access to the public will be clad in Class A uniforms while on duty. These posts are as follows:
  - Transportation, Main Gate(s), Visits, Perimeter, Warden Select (less locksmith and armor)

The following posts have the option to wear their department issued coveralls *only* if the coveralls are presentable, has the applicable patches and markings, and it fits properly:

- All non supervisory posts that are not indicated in the abovementioned areas.

Please be advised that there are no departmental or facility provisions and/or funding to address ordering of new coveralls. Hopefully details regarding this area of concern will be forthcoming. Furthermore, please be advised that the Watch Commander has the discretion to address coveralls/uniforms worn that are not in a presentable manner.

If an officer is assigned to assume an indicated Class A Uniform post, or when emergency situations dictate such as an ambulance run that requires an officer to accompany the transport, an officer clad in coveralls should have a set of a Class A Uniform available so it may be worn upon departure from the facility. It would be to all officers' advantage who wear coveralls to have at least 1 set of a Class A Uniform available in their locker or vehicle at all times.


Please make the necessary arrangements.

Mahalo!

Cc: DW  
BOM  
Posting HMSF/HSNF  
P. Rule, Sec. III

(A)

October 16, 2007

TO: All Uniformed Staff  
FROM: Francis X. Sequeira, AHFW   
SUBJECT: **ACO Uniform Stipulations - Amended**

**IMPORTANT**

Effective Tuesday, 10/16/07, and until further notice, the following amendments to the wearing of Class A Uniforms will be in effect:

- The following posts shall wear Class A uniforms:
  - Major
  - Captains
  - Watch Commanders
  - Main Gate Officers
  - Transportation Officers
  - Front Desk/Reception Officers
  - Warden Select Officers (excluding locksmith & armor)
  - ACOs who must attend special functions outside of the facility such as ceremonies and activities that represent the facility.
- All other ACOs shall have the option of wearing either department issued coveralls or Class A uniforms at any assigned post not indicated above.

Please be advised that there are no departmental or facility provisions and/or funding to address ordering of new coveralls. Hopefully details regarding this area of concern will be forthcoming. Furthermore, please be advised that the Watch Commander has the discretion to address coveralls/uniforms worn that are not in a presentable manner.

If an officer is assigned to assume an indicated Class A uniform post, or when emergency situations dictate such as an ambulance run that requires an officer to accompany the transport, an officer clad in coveralls should have a set of a Class A uniform available so it may be worn upon departure from the facility. It would be to all officers' advantage who wear coveralls to have at least 1 set of a Class A Uniform available in their locker or vehicle at all times.

This memorandum supersedes all others regarding this issue. Please make the necessary arrangements.

Mahalo!

Cc: DW  
BOM  
Posting HMSF/HSNF  
P. Rule, Sec. III

(B)

October 15, 2007

To: Clayton Frank Director PSD  
Tommy Johnson Deputy Director PSD  
Ed Shimoda IDA, PSD

From: Bob Mielke Chief Shop Steward HCF

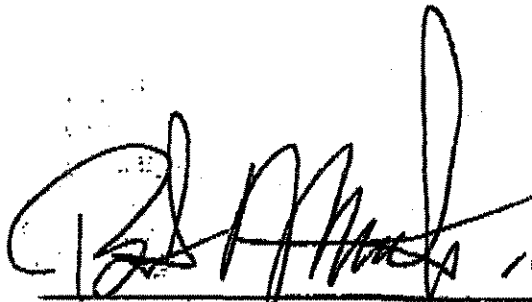
Subject: Uniform Stipulations

On October 8<sup>th</sup> and 9<sup>th</sup>, 2007 (Monday, Tuesday), a joint UPW employer meeting was held at PSD. Present at this meeting were all Chief Stewards representing all facilities. At this meeting it was decided that coveralls would be allowed for certain post. The attached memo stipulates who is allowed to wear coveralls. However I do not understand the reasoning behind the deciding factor that determines who does or does not wear the class C uniform. The discussion at the meeting and intent for the change was, the class C uniforms were safer than the class A uniforms. Coveralls are much more comfortable than the class A uniforms. The sergeants in the modules of both, the Special Needs and the Minimum Security facilities are considered working sergeants and working supervisors. We along with the ACOS in the modules feed, strip search, pat search, conduct cell inspections and random shake downs on a daily basis. What I'm asking is, "Why do we have to wear class A uniforms?" We perform the same tasks the ACOS do. The discussion also addressed durability. Is the class A uniforms more durable for sergeants than ACOS? I feel they are not. Coveralls should be used by sergeants who work in the modules. Also discussed at these meetings was safety. HCF was and still is being run in a very unsafe manner. Ed you assured me and I quote you, "Things will be different after tomorrow". Meaning the wardens meeting held on October 10, 2007. Well things haven't changed. We are still running programs full on, and still closing numerous posts. We are working under unsafe conditions now just as we were before the meetings. We also discussed trust, accountability, morale, and follow through. Present unsafe working conditions are a serious blow to safety and the uniform decision strongly hurts morale.

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We also worked very hard to develop a program to discourage sick leave. We asked for something to take back to our members immediately. "What did we get?" A watered down rule regarding uniforms, nothing regarding safety and safe working conditions as promised. I as well as all the shop stewards present at the last meeting feel betrayed. I now feel that the meetings to resolve the safety concerns of our union members were a waste of time. I also feel very strongly that the sick leave program we agreed to should be rescinded.

Cc: Clayton Frank  
Tommy Johnson  
Ed Shimoda  
Colleen Miyamoto  
Walter Harrington  
Francis Sequeira  
Dallen Paleka  
Dayton Nakanehuz  
Chip Uwaine

  
10-15-07  
Bob Mielke UPW Chief Shop Steward HCF



October 15, 2007

TO: Warden & TSDA

THROUGH: Tommy Johnson, DEP C  
Edwin Shimoda, IDA  
David Festerling, DEP A

FROM: Clayton Frank, IDIR

SUBJECT: ACO Uniforms

*[Handwritten signatures and date]*  
10/15/07

Until further notice, and to ensure consistency and uniformity in all facilities, the following posts shall wear Class A uniforms:

- Chiefs of Security
- Captains
- Watch Commanders
- Main Gate Officers
- Transportation Officers
- Front Desk/Reception Officers
- Warden Select Officers (excluding armorer and locksmith)
- TSD Training Officers (excluding periods of physical training or other similar activities)

ACOs attending special functions and/or other special activities (e.g., at Governor's Office, Lt. Governor's Office, State Legislature, etc.) shall be directed to wear Class A uniforms.

All other ACOs shall have the option of wearing either department issued coveralls or Class A uniforms at any post.

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# LATE TESTIMONY

Senate Public Safety Committee  
Senator Will Espero  
Chair

## TESTIMONY

In Opposition to the Confirmation of Clayton Frank  
As Director of the Department of Public Safety  
October 23, 2007

Senator Espero and Members of the Committee;

I am speaking in opposition to the confirmation of Clayton Frank as the director of Public Safety. From February 1991 to June 1995, under the Waihee administration, I was employed in the division of law enforcement. From about late 1993 to late 1994, Clayton Frank was the deputy director for the law enforcement division. I served as the assistant deputy director. For the last six months of my tenure I was the Sheriff Division administrator and also oversaw the Maritime Law Enforcement Division which was disbanded in 1996.

In the late 90's, four women who had worked in Public Safety filed a lawsuit against the department naming six defendants: Clayton Frank was one of the defendants. The lawsuit claimed sexual discrimination and sexual harassment. I was one of those women and I had charged sexual discrimination against Clayton Frank and Rudy Alivado. Three plaintiffs prevailed and the jury ruled against the fourth plaintiff who was not able to be in court on a daily basis because of her new position on the mainland, I believe that her absence and the fact that she had gotten a significant appointment made it harder for the jury to believe that she had been injured in any way. It was clear to the jury that these defendants had harassed three of the plaintiffs. Two of the plaintiffs were awarded significant amounts of money but in the final analysis received reduced awards.

As some might suggest, Mr. Frank was on the fringe of the incidents that led to the lawsuit. I believe he was more than aware and/or participated in the incidents of harassment and discrimination. The law reads that as long as a supervisor or someone in authority has any knowledge of an incident and they do nothing, they are as guilty as the perpetrator. He was more than on the fringe of these incidents. In the Federal Government, high ranking employees have been fired because of these kinds of situations.

On one occasion, one of the plaintiffs was sexually harassed by a subordinate which could have led to a sexual assault case. Because he was an emergency hire, I called him into my office after the supervisor had reported the incident to me since Clayton Frank was not in the office and the director was not in.

So with a witness present, I asked the employee to provide his side of the incident. He acknowledged the incident and I asked what he planned to do? He said he was resigning immediately and I had him turn in his weapon and badge and sign a letter of resignation.

When Clayton Frank returned to the office the following day, I reported the incident to him and the subsequent action. He then called in the employee who had been harassed and wanted her to give him details of the incident. She not only had been a victim once but was being subjected again to the harassment of reliving the incident. Obviously, Frank did not believe me; however he could also have spoken to the witness.

Clayton Frank was appointed as the law enforcement deputy director when George Sumner who was diagnosed with terminal cancer left as director of the department and George Iranon assumed the position. Iranon gave the responsibility of Internal Affairs to Frank.

A short time after the incident that I had reported to Frank, the employee came to me very upset and said there were rumors being circulated about her within the corrections division. I spoke with Frank about the rumors and he said oh, the guys will talk. When I told him that they had specifics regarding the incident and that only he and I and several others had knowledge about what happened. I said to him that I found it disgusting and reprehensible that a man in his position would stoop so low to divulge confidential information and did he realize that he had violated the employee's privacy. I further said that that was how women were treated in the department.

I question Clayton Frank's judgment, honesty and trustworthiness. I do not believe in the more than 10 years since the incident that he has acknowledged any wrong doing. He returned to his job and faced no disciplinary action, as did the others.

As the assistant deputy director I was always included in staff meetings. Clayton Frank kept me from attending these meetings until I went to see the director. The same thing had happened to the head of Internal Affairs who also happened to be a woman. She had been included in staff meetings and when Frank came on board; he asked her subordinate to attend the meetings. There were many more incidents of this nature and it spilled over into the field. Deputies from the Maritime Division had reported him to the director because he was violating procedures.

When the previous nominee for the position of director was turned down, the administration should have started a national search for someone with a strong administrative, corrections and law enforcement background. When I spoke to

an acquaintance about the administration's nominee, his response to me was "How far have they fallen? What message do we send to the employees in the department? Do the crime but you don't do the time.

I realize that my testimony may not stop Mr. Frank's confirmation, however, I wanted to place my testimony on the record. There should be consequences for actions, yet here it is: Frank is being considered to head the department. It's a how you figgah!

Thank you for the opportunity to testify.

A handwritten signature in black ink that reads "Faith P. Evans". The signature is written in a cursive style with a long, sweeping underline.

Faith P. Evans

Cc: Senator Colleen Hanabusa, President of the Senate  
Senator Clayton Hee  
Senator Jill Tokuda

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 DAVIES PACIFIC CENTER  
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 HONOLULU, HAWAII 96813  
 TELEPHONE (808) 526-9343  
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October 23, 2007

VIA FACSIMILE NO. 586-6361

The Honorable Will Espero  
 20th Senate District  
 Hawaii State Capitol, Room 207  
 415 South Beretania Street  
 Honolulu, Hawaii 96813

Dear Senator Espero:

I am forwarding this correspondence on behalf of Clayton Frank, who appears before your Committee regarding his appointment as Director of Public Safety. I have practiced in the area of criminal law for over 25 years, and in the course of my work, I have had frequent contact with our prison system. I visit with clients on a weekly basis at correctional institutions operated by the Department of Public Safety. I have known Mr. Frank as he has served as the warden at both the Oahu Community Correctional Center and the Halawa Medium Security Facility.

Mr. Frank is a dedicated public servant working under extremely demanding circumstances. The operation of our correctional institutions requires a range of abilities and sensitivities. Over the years, I believe Mr. Frank has demonstrated his ability to conscientiously deal with the wide variety of issues that arise in managing our prisons. He is hard working, responsive, and easy to work with.

I hope you will consider his appointment favorably.

Sincerely,



Reginald P. Minn

LATE TESTIMONY