STAND. COM. REP. NO. 2167

Honolulu, Hawaii

FEB 0 9 2018

RE: S.B. No. 2347

S.D. 1

Honorable Ronald D. Kouchi President of the Senate Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Public Safety, Intergovernmental, and Military Affairs, to which was referred S.B. No. 2347 entitled:

"A BILL FOR AN ACT RELATING TO POLICE DEPARTMENTS,"

begs leave to report as follows:

The purpose and intent of this measure is to specify that citizen complaints against a police officer that involve allegations of domestic violence against a family or household member by the police officer shall not be required to be filed as notarized or sworn to by the complainant.

Your Committee received testimony in support of this measure from three individuals. Your Committee received testimony in opposition to this measure from the Department of the Prosecuting Attorney, County of Maui; and two individuals.

Your Committee finds that curtailing domestic violence is important for the health, safety, and welfare of citizens and that a vital part of reducing domestic violence is ensuring that those reporting acts of domestic violence feel secure and confident in coming forward with complaints. The potential for chilling the voices of those wishing to report acts of domestic violence is particularly high when those reports complain of acts of domestic violence perpetrated by a police officer against a family or household member. Accordingly, this measure allows an individual to make a complaint against a police officer alleging an act of

domestic violence against a family or household member without being required to swear to or make the complaint in writing.

Your Committee has amended this measure by:

- (1) Inserting an effective date of January 1, 2050, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental, and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2347, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2347, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committee on Public Safety, Intergovernmental, and Military Affairs,

CLARENCE K. NISHIHARA, Chair

Clerence & Michiper

## The Senate Twenty-Ninth Legislature State of Hawaiʻi

## Record of Votes Committee on Public Safety, Intergovernmental, and Military Affairs PSM

Bill / Resolution No.:*	Committee Referral: Date:				
SB2347	PSM	JDC	-	46	118
The Committee is reconsidering its previous decision on this measure.  If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye /	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)					
WAKAI, Glenn (VC)		V/			
BAKER, Rosalyn H.		//			
IHARA, Jr., Les		//	· ·		
THIELEN, Laura H.		V			
					2 4 2
			,		
			$ \rightarrow  $	1	6
TOTAL		$\longrightarrow$			
Recommendation:  Adopted  Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

<sup>\*</sup>Only one measure per Record of Votes