

Honolulu, Hawaii

FEB 28 2020

RE: S.B. No. 2383  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2020  
State of Hawaii

Sir:

Your Committees on Ways and Means and Judiciary, to which was referred S.B. No. 2383 entitled:

"A BILL FOR AN ACT RELATING TO LESS THAN LETHAL FORCE,"

beg leave to report as follows:

The purpose and intent of this measure is to address the rising number of fatal law enforcement officer-involved shootings in the State.

More specifically, this measure:

- (1) Requires the Department of Public Safety to:
  - (A) Review and update, at least annually, its policies and procedures governing the use of force, weapons, and equipment;
  - (B) Equip each of its officers with less-than-lethal weapons and provide training therefor; and
  - (C) Report to the Legislature by November 1, 2021, on its progress toward compliance with the foregoing requirements;
- (2) Requires the Law Enforcement Standards Board to review the Department's use of force training; and



- (3) Appropriates to the Department \$200,000 for less-than-lethal equipment and \$200,000 for training and related records management.

Your Committees received written comments in support of this measure from the Hawaii Government Employees Association.

Written comments in opposition were received from one individual.

The Department of Public Safety and Community Alliance on Prisons submitted written comments on the measure.

Your Committees find that a review of the Department of Public Safety's use of force polices, procedures, and training, as required by this measure, is a necessary step toward restoring the public's trust in public safety officers as guardians and protectors of people and communities in the State.

Your Committees have amended this measure by:

- (1) Changing the appropriation amount for less-than-lethal equipment to an unspecified amount;
- (2) Changing the effective date to July 1, 2050, to facilitate further discussion on the measure; and
- (3) Making technical nonsubstantive changes for purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Ways and Means and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2383, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 2383, S.D. 1.



Respectfully submitted on  
behalf of the members of the  
Committees on Ways and Means  
and Judiciary,

*Karl Rhoads*

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KARL RHOADS, Chair

*Donovan M. DeLa Cruz*

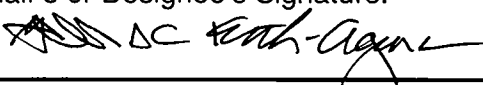
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DONOVAN M. DELA CRUZ, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i


**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <i>SB 2383</i>	Committee Referral: <i>PSM, WAM/JDC</i>	Date: <i>2/26/20</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
HARIMOTO, Breene				X
INOUE, Lorraine R.				X
KAHELE, Kaiali'i				X
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.				X
FEVELLA, Kurt	X			
<b>TOTAL</b>	<i>9</i>			<i>4</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
Thirtieth Legislature  
State of Hawai'i

**Record of Votes  
Committee on Judiciary  
JDC**

Bill / Resolution No.:* <b>SB 2383</b>	Committee Referral: <b>PSM, WAM/JDC</b>	Date: <b>2/26/2020</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
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Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	/			
KEOHOKALOLE, Jarrett (VC)	/			
GABBARD, Mike				/
KIM, Donna Mercado	/			
FEVELLA, Kurt	/			
<b>TOTAL</b>	<b>4</b>			<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
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