



LATE

The Judiciary, State of Hawai'i

Testimony to the Senate Committee on Judiciary

Senator Karl Rhoads, Chair

Senator Jarrett Keohokalole, Vice Chair

Thursday, January 30, 2020, 10:00 a.m.

State Capitol, Conference Room 016

By

WRITTEN TESTIMONY ONLY

Dwight S. Sakai

Probation Administrator, First Circuit Court

Bill No. and Title: Senate Bill No. 2266, Relating to Sex Offenders.

Purpose: Prohibits a sex offender from residing within two thousand feet of the sex offender's former victim or the victim's immediate family members.

Judiciary's Position:

The Judiciary respectfully supports the intent of this bill, however, has concern over the ability to enforce the residential restriction amendment.

The bill is not currently clear as to which agency would be responsible for the monitoring and enforcement of this prohibition. Currently, the Hawai'i Criminal Justice Data Center of the Department of the Attorney General is responsible for the Hawai'i Covered Offender Registry.

In cases where a person would be supervised by Adult Probation and would qualify under section 846E-2 as a registered covered offender, this law would be applicable. Some of the concerns regarding the enforcement of the restriction in these cases include difficulty in the ability of Probation Officers to track and maintain the location of victim residences, and difficulty in identifying, tracking, and maintaining the location of residences of immediate family



Senate Bill No. 2266, Relating to Sex Offenders
Senate Committee on Judiciary
Thursday, January 30, 2020, 10:00 a.m.
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members of the victim. The location of where a former victim or their immediate family member(s) resides, may not be readily available which will result in this prohibition not being enforceable.

Also, Adult Probation, if tasked to monitor this prohibition, will need to conduct home verifications for both offenders, victims and the victim's immediate family members and determine if they are residing less than 2000 feet from one another. This will impact workload and resources for the department.

Additionally, "immediate family member" is not defined. The lack of this definition may cause confusion and inconsistent application of the prohibition. Without a clear definition, interpretation of "immediate family member" will be left to those monitoring and enforcing.

Moreover, a standard condition of supervision for these offenders is to maintain a residence. This prohibition may limit the housing availability for the covered offender which may result in the non-compliance of their terms and conditions of supervision.

Thank you for the opportunity to comment on this measure.



Office of the Public Defender State of Hawai‘i



Testimony of the Office of the Public Defender, State of Hawai‘i to the Senate Committee on Judiciary

January 26, 2020

S.B. No. 2266: RELATING TO SEX OFFENDERS

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee:

The Office of the Public Defender opposes S.B. No. 2266.

We believe that the bill as written will lead to violations of the law which are completely unintended and will create restrictions that not all victims or family members of victims may want or support.

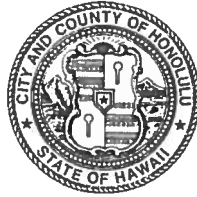
We acknowledge the need for residential housing restrictions for victims or family members of victims. However, not all victims or their families are interested or want these restrictions imposed without their input. The language of this provision removes the valued input from the victim to determine whether or not a housing restriction is wanted or needed. The provision fails to take into consideration that perpetrators and victims may be members of the same family and that victims and families may wish to support a perpetrator who has taken the time to seek treatment, education, and therapy with the support of their family. We are concerned that the provision does not allow for input from those it seek to “protect,” may hinder restorative justice, hinder family reunification, and may prevent probationers or parolees from obtaining the help and support that they may need at the time of re-entry to successfully find appropriate housing with family members.

We strongly encourage this Committee to consider amendments to this provision that would allow exceptions upon approval of the victim or the victim’s immediate family members.

Thank you for the opportunity to comment on this measure.

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
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KIRK CALDWELL
MAYOR

SUSAN BALLARD
CHIEF

JOHN D. MCCARTHY
CLYDE K. HO
DEPUTY CHIEFS

OUR REFERENCE WO-KK

January 30, 2020

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
State Senate
Hawaii State Capitol
415 South Beretania Street, Room 016
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

SUBJECT: Senate Bill No. 2266, Relating to Sex Offenders

I am Walter Ozeki, Major of the Criminal Investigation Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports Senate Bill No. 2266, Relating to Sex Offenders.

In order to track and protect victims and their family members from the sex offenders (who have already victimized them) and to provide these victims with some sense of peace and security, the HPD strongly supports prohibiting sex offenders from residing within 2,000 feet of the offender's former victim or the victim's immediate family members.

While the HPD supports this bill, there are areas of concern as to how the attorney general and other designated agencies will be able to track, maintain, verify, and enforce sex offenders who violate this bill.

The HPD urges you to support Senate Bill No. 2266, Relating to Sex Offenders.

Thank you for the opportunity to testify.

APPROVED:

A handwritten signature in black ink, appearing to read "Susan Ballard", is written over a horizontal line.

Susan Ballard
Chief of Police

Sincerely,

A handwritten signature in black ink, appearing to read "Walter Ozeki", is written over a horizontal line.

Walter Ozeki, Major
Criminal Investigation Division



Hawai'i Psychological Association

For a Healthy Hawai'i

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Honolulu, HI 96808

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SENATE COMMITTEE ON JUDICIARY

Senator Karl Rhoads, Chair

Senator Jarrett Keohokalole, Vice Chair

January 30, 2020, 10:00 a.m.

Senate conference Room 016

Testimony in SUPPORT of SB2266

The Hawai'i Psychological Association (HPA) supports Senate Bill 2266, which prohibits a sex offender from residing within two thousand feet of the sex offender's former victim or the victim's immediate family members.

Research indicates that many sex offenders have a diminished ability to experience compassion and empathy for others, a reduced ability to control themselves, and many will be repeat offenders unless steps are taken to protect victims.

Requiring sex offenders to reside at least two thousand feet from their former victims would be a step in the right direction toward increased victim physical safety and peace of mind as victims and their families work to overcome the effects sexual trauma and rebuild their lives.

HPA kindly asks that you please vote in favor of SB2266.

Thank you.

Respectfully submitted,

Julie Takishima-Lacasa, PhD, President
Chair, Legislative Action Committee
Hawai'i Psychological Association



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Date: January 28, 2020

To: The Honorable Karl Rhoads, Chair
The Honorable Jarrett Keohokalole, Vice Chair
Committee on Judiciary

From: Cindy Shimomi-Saito, Executive Director
The Sex Abuse Treatment Center
A Program of Kapi'olani Medical Center for Women & Children

RE: Testimony Supporting Intent of S.B. 2266
Relating to Sex Offenders

Hearing: Thursday, January 30, 2020, 10:00 a.m., Conference Room 016

Good morning Chair Rhoads, Vice Chair Keohokalole, and Members of the Senate Judiciary Committee:

The Sex Abuse Treatment Center supports the intent of S.B. 2266. In many situations, such a ban would result in a feeling of heightened safety as many victims live with a sense of hypervigilance and fear that the offender may be nearby. Knowing that a residential restriction is in place, or could be put in place, could bring these victims relief and hasten their ability to return to some sense of normalcy. In the case of family related offenses, this measure could alleviate family and cultural pressures sometimes placed on the victim to agree to the offending family member living nearby; it would not be up to the victim if the ban was instituted automatically. In cases where family reunification is the goal, it would be beneficial if the family could petition the court for an exception to an automatic ban.

However, it is not stated who would be responsible for the implementation and tracking of this measure, and how this would be done. It is also not stated how the victim's location/residence would be protected from being disclosed to the offender.

The SATC favors measures to heighten victim safety; perhaps a situational ban, instituted on behalf of the victim, as appropriate, rather than a blanket ban could be considered. A committee comprised of victim and offender advocates and/or service providers, in addition to the entity that would be responsible for implementation of the measure, would allow for a collaborative discussion, research into the pros and cons of such a measure, and development of a process by which this residential restriction might realistically be applied.

Thank you for the opportunity to provide testimony. We encourage the development of S.B. 2266.

SB-2266

Submitted on: 1/28/2020 4:19:13 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Marilyn R Yamamoto	Testifying for Hawaii Family Advocacy Team	Support	No

Comments:

I strongly support SB2266.



SB 2266, RELATING TO SEX OFFENDERS

JANUARY 30, 2020 · SENATE JUDICIARY
COMMITTEE · CHAIR SEN. KARL RHOADS

POSITION: Support.

RATIONALE: IMUAlliance supports SB 2266, relating to sex offenders, which prohibits a sex offender from residing within two thousand feet of the sex offender's former victim or the victim's immediate family members.

IMUAlliance is one of the state's largest victim service providers for survivors of sex trafficking. Over the past 10 years, we have provided comprehensive direct intervention (victim rescue) services to 150 victims, successfully emancipating them from slavery and assisting in their restoration, while providing a range of targeted services to over 1,000 victims and individuals at risk of sexual exploitation. Each of the victims we have assisted has suffered from complex and overlapping trauma, including post-traumatic stress disorder, depression and anxiety, dissociation, parasuicidal behavior, and substance abuse. Trafficking-related trauma can lead to a complete loss of identity. A victim we cared for in 2016, for example, had become so heavily trauma bonded to her pimp that while under his grasp, she couldn't remember her own name. Yet, sadly, many of the victims with whom we work are misidentified as so-called "voluntary prostitutes" and are subsequently arrested and incarcerated, with no financial resources from which to pay for their release.

Sex trafficking is a profoundly violent crime. The average age of entry into commercial sexual exploitation in Hawai'i may be as low as 14-years-old, with 60 percent of trafficked children being

under the age of 16. Based on regular outreach and monitoring, we estimate that approximately 150 high-risk sex trafficking establishments operate in Hawai'i. In a recent report conducted by the State Commission on the Status of Women, researchers from Arizona State University found that 1 in every 11 adult males living in our state buys sex online. When visitors are also counted, that number worsens to 1 in every 7 men walking the streets of our island home and a daily online sex buyer market of 18,614 for O'ahu and a total sex buyer population for the island of 74,362, including both tourists and residents.

ASU's findings are grim, but not surprising to local organizations that provide services to survivors of sex trafficking. IMUAlliance, for example, has trained volunteers to perform outreach to victims in high-risk locations, like strip clubs, massage parlors, and hostess bars. More than 80 percent of runaway youth report being approached for sexual exploitation while on the run, over 30 percent of whom are targeted within the first 48 hours of leaving home. With regard to mental health, sex trafficking victims are twice as likely to suffer from PTSD as a soldier in a war zone. Greater than 80 percent of victims report being repeatedly raped and 95 percent report being physically assaulted, numbers that are underreported, according to the United States Department of State and numerous trauma specialists, because of the inability of many victims to recognize sexual violence. As one underage survivor told IMUAlliance prior to being rescued, "I can't be raped. Only good girls can be raped. I'm a bad girl. If I *want* to be raped, I have to *earn* it."

Accordingly, we support measures to advance our state's ability to crack down on sexual slavery, including this measure's effort to prohibit sex offenders from residing within two thousand feet of their former victims or their victims' immediate family members. **One of the largest barriers to accessing justice and successful rehabilitation for sex trafficking victims is the persistent fear that they will be targeted by their former pimps, traffickers, and sex buyers.** Moreover, it is not uncommon for traffickers to prey upon individuals with whom they share close proximity, something that is **especially true in cases in which victims are exploited by family members.** The fear of being discovered and re-harmed by pimps and sex buyers can be a source of ongoing fear, a traumatic experience that is justified by the fact that some perpetrators do, in fact, seek out their former victims for retaliation or in an attempt to rekindle trauma bonds through which their victims were once held captive. We must do all we can to keep survivors of sexual violence safe on our shores. It's the least that they deserve after what they've suffered.

SB-2266

Submitted on: 1/24/2020 8:38:10 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Mike Golojuch	Testifying for Rainbow Family 808	Support	No

Comments:

I strongly support SB2266. We need to make sure that those who have registered as a sex offender is not allowed to live close to anyone they may have been their victim or close to the victim's family.

Mike Golojuch, Sr. , Secretary, Rainbow Family 808

SB-2266

Submitted on: 1/29/2020 8:55:49 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Shereen Balles	Individual	Support	Yes

Comments:

January 30, 2020

To: The Honorable Chair and Committee Members of the Committee on Judiciary:

Re: Relating to Sex Offenders. This bill will prohibit a Sex offender from residing within 2,000 feet of the sex offender's former victim or the victim's family members.

I SUPPORT SB2266. This is an important bill for Hawaii.

To all of you seated, I request your full attention to this matter that affects a huge portion of the community. Just imagine Your own children. Your own son. Your own daughter. Your own sister. Your own brother. Your own mother. Your own husband (Because women are also perpetrators.) Your own grandmother. Your own grandfather. Your own aunts. Your own uncles. The list goes on. YOUR 'OHANA. You find out that your family member has been living in a domestically violent household by a person or persons who have no conscience except to bully their family members for 19 years of marriage, and the children's lifetime. Beaten, raped, on a daily basis. Mentally, emotionally, spiritually, physically, and sexually abused on a regular basis. This is their life.

Now let's take a walk back in time. Back that 17 years ago. The wife scared for her daughters life at the age of 2, forced and calls Child Protective Services in 1997. They bring a sheriff. A police officer. The CPS counselor comes into the apartment to assess the situation and are about to take their daughter into custody. Then the husband pleads to keep that from happening and promises it will never happen again. "I'm going to try harder to be a better father." All the while the wife is pleading to keep her daughter and don't take her away from her--but subconsciously, she is hoping that they take her daughter away for her daughters safety, for her life. Then come to reality knowing that when they leave. That she is in for terrible beating. That is her life. This husband gets his way because they believe him. And say the only way we can keep our family in tact, is to have weekly in home counseling sessions to comply. He agrees. They leave. And the family is in tact. But that day, the wife learns very quickly that if she ever calls the cops again and ask for help...

I came close to dying that day. Smothered. Choked. Beaten on inside of my body where the clothes covers the bruises. Until close to death. Just enough so CPS counselor visitor can't see evidence of abuse. Fast forward to now. 2019. My children and I as well, have severe PTSD. Just imagine if that was you hearing about a member of your family has been getting beaten up. You are in a position to help them. Do you? It's an epidemic that is ongoing and the people in power who can make laws to stop the deaths of thousands or more. Have any of you been watching the news? I was hoping all of you who are in the seat to protect people who are victimized by their assalters. Perpetrators. Monsters. Inhumane. Care NOT for their victims. Be it sexual assault in any form, physical assault in any form, domestic violent abuse. The only way any of you will truly understand, is to place yourself in that horrible, terrifying, hopeless situation.

One day, until you have been in the situation that many of us in this world have been Everyday. Every week. Every month. Every year. Open your eyes and see that this is a problem in the State of Hawai'i. You as a politician is put in a seat to assist, protect and defend those who have little protection from the beasts that walk the earth who have absolutely no concept of forgiveness. With that said look back at the numerous fatalities that have come about on just the news over the past 7 years that my ex has been in prison, and prior to the 7 years. It is an ongoing battle. OPEN YOUR EYES and look at the system that DOES NOT WORK at this moment and make a change and fix it for the betterment of the victim and the perpetrator.

Believe and trust me, my children, and especially my eldest daughter who was the victim of years of sexual assault, fear for our lives as we await the inevitability of being not just killed, but slaughtered. He will come with revenge. He will come with vengeance. And no piece of paper will keep him away from us. He vowed to come after me, my children and my family if we ever put him in jail/prison. He beat it into our heads to the point of it becoming an everyday fear. Ultimately scarring every member of my family. We are all victims of a lifetime of every form of abuse. Because he wanted to control us in the most horrific ways possible. He preyed upon my daughter. Since my ex husband has been in jail. Prison. Since 2012 when he was incarcerated. That is 7 years ago. Even after the counseling sessions were done. He continued throughout the counseling to abuse my daughter and I enough so that the counselor didn't see the evidence of abuse. After that my second daughter was born in 1998, he still continued to be a terroristic person in our lives all the way through to 2006 when I had my twin my son and daughter. I have learned that he will not stop the physical, mental, spiritual, social abuses. Because he is sick in his mind. That man did the unthinkable to all of us.

Since this bill is regarding a child and children for that matter that is getting sexually abused in the house, I want to make sure that you know that the child needs to be protected. Not the perpetrator who committed the crime.

In 1997, when she was 2 years old... in that moment the day that CPS came. He still ended up beating me up. After raping me. After horribly torturing me, after turning him in, he did what he always does. He started to apologize for all that he has done, and

said he would never do it again. That's what he always said "I will never do it again". That was the common thing that he said. But he ALWAYS DID IT AGAIN !!! He also told me the story of how while he was bathing my daughter in the bathtub. Explained to me that just for fun, (these are the words coming out of his mouth) just for fun he wanted to see if she could breathe. Like how most babies can hold their breath under water. That he wanted to see if he could bring her back to life. Just keep in mind my daughter is 2 years old. So he tells me the story of how he places my daughter under the water and she's gasping for air drowning turning purple and blue in all different shades of colors. And when he brings her out of the water realizing that she's almost dead, resuscitate her and feels so proud of himself for bringing her back to life. This is just one story he told me that he did while I was at work. That he was proud of himself for bringing her back to life. That is sick, as far as I'm concerned. Period.

I am utterly amazed and baffled at the fact that you as politicians have the ability to save people's lives. But give the person who committed the crime so much leeway? The perpetrator should have no more rights at that point ! Why do you think so many people commit crimes? It's because they know that they can get away with it and lead normal lives. And reassault their victims. This is an unbelievable and backwards way of thinking. I believe in 2nd chances. I believe in civil rights. But the fact of the matter is that the person committed a crime.

I am just one story. Amongst many thousands, perhaps most of the population of children and women are getting abused on a daily basis here in Hawai'i and are left unnoticed or never reported for fear of retaliation. You guys need to start taking care of the citizens in which you promised as a politician that you would help.

To go this long with domestic abuse. 19 years for me and my family all of my children's lives. Then to find out when I fast forward to 2013 in her beginning of Senior year in high school that my oldest daughter who I just talked about that was the 2 years old baby. Winds up getting sexually molested by her blood father.??? This is not normal. It isn't safe.

Let me give you a little bit more information just so you know for the entire duration of the relationship that I had with this man. He did not believe in a higher power for example in God of the Christian belief. But around two years before he was incarcerated decided that he wanted to start going to church. Let's go to church, because he wanted to see if he could change his ways. We go to church every Sunday still continuing to get beaten up on a daily basis. Still me as the woman or wife getting raped. Still getting terrorized by this man while going to church. My children still getting beaten up and thrashed with horrible long hours of painstaking exercise to "make them strong." My poor babies getting mental, verbal, emotional, spiritual, physical, and sexual abuse beyond belief. Then, showing a different face in church than from home. So it's time to get baptized in the Christian church. Him, my older daughters and my twins. The Sunday that he is baptized on, along with the rest of my family the following day, I find out later from my oldest daughter when I return back to work which is a Monday just a day later. This man begins to start molesting my daughter. (She's 15 when it started

because I was home from work..the molesting stopped for a little bit. When I was out of the house working he continued to do it when I came back home he stopped.) But when I return back to work he did not even wait. He began to prey upon my daughter less than 24 hours after getting baptized. Because Jesus is supposed to forgive any sin.

This is in 2012. August my daughter finally comes to me and tells me that these things are happening and have been happening and that she was scared to tell me and in fear of him retaliating but she just can't handle it anymore because he was beginning to get worse and worse. This became the Last Straw and what broke the camel's back for me. I finally turned this monster into prison knowing fully that when he comes out because he told us on a daily basis "if I ever get put into jail I will come out after you and I will kill you and put you in the news battered up beyond belief so they can't recognize you." As he waited for us to come home that night he was taken away by the police to jail. My second oldest daughter tells me that he tells her to repeatedly bring him his rifle a handful of times. He assembles the rifle in front of my at the time 6 year old son and 14 year old daughter, turns the gun on himself points it to his head, or mouth and says "just practicing" disassembles it and continues to repeat this process over and over again in front of them. My son is scared mentally for life for seeing that.

This man managed to get his lawyer to drop his sentence at his parole hearing which wasn't even supposed to happen because we asked for the maximum 10 years. Wanting 20 but they brought it down to 10. Then at the parole hearing because he did good behavior an OCC, now he's only going to be doing 8 years at halawa. They transferred him to Arizona Saguaro Correctional Facility for 3 years. He does good behavior there and is returned to Hawaii Island to the facility with no walls no fences and a minimum-security correctional facility named Kulani? All because of good behavior? that he is doing?

He's making them see and hear what they want to see and hear.

He manipulated them to thinking he is better by turning to God. He is absolutely not reformed. I do not believe that he is or has been or ever will be rehabilitated.

The restraining order or order of protection is just a piece of paper. IT'S JUST A PIECE OF PAPER ! IT'S JUST A PIECE OF PAPER! Even if I install cameras around my house. And this camera is recording him, he does not care! The camera will video him coming into my house, coming near my house creating a hostage situation killing me, my kids anyone in the house and then killing himself. This was his plan. This will be his plan when he gets out.

Just so you know this man was in the Marines and because he did not want to be deployed anymore in Okinawa. He attempts to commit suicide just so he can get out of the military to come be with me. By taking sleeping pills and a cocktail of various pills. This man gets out with an honorable discharge for personality disorder. This is before I got married back in 1994.

So nothing scares this man. He will come. Just like the other men or women that are going to come after their victims for vengeance, Revenge whatever you want to call it. Open your eyes and see that this is something that needs to be fixed. Look at the news. Currently. It's getting worse. Research the news and see how many people have been put in a situation that ended up on the news. That is what my ex-husband told me he would do that he would make us a statistic--those are words coming out of his mouth. To scare The Living Daylights out of us, to instill fear in us so that we wouldn't turn him in.

I found out that I'm the 1%. 1% of women that got so fed up with being abused and were willing to turn him in. The ninety-nine percent of the women in this world fear for their lives and accept the man back in the house over and over and over again. Stop this cycle! You have the ability to stop this cycle. My children are human beings. We are all in this together so take care of the whole of the community.

Think about it. Take care of the community that you vowed to take care of. I cannot stress to you how much fear that I have for the lives and safety of my children who are 13 years old. He has not seen them for 7 years going on 8 years. He is going to want to come back and see them and he's coming back with a vengeance. I am not just some woman trying to keep a man who is crazy mentally away just for kicks and giggles. This is an epidemic. Please please please take care of the people in this community. We are but just one family amongst thousands of families going through this on a daily basis.

I am repeating myself for you to understand that this needs to stop. It is imperative! We live in a world where we can stop this kind of cycles from happening. I advocate for children and women to be free from there assaulters. We need to bind together as a people to stop this abnormal behaviors. Hear me. Listen to what I'm saying. Don't just glaze over what I'm writing. Listen to what I'm saying. Don't just skim over these words. Hear me. And do something to help us. It's about time people like my children-daughters and son and I can live safely in this Paradise. Can you imagine being forced to watch your children that you gave birth to get beaten up for no reason. Thrashed to exercise for hours on end to the point of blisters on their hands and feet. Except to control what they are doing. To watch him think it's ok to train his daughters and son to beef with each other in boxing or jujitsu trading blows to hurt one another, On a daily basis? And not in a healthy training kind of way. My children and I were constantly in fear of his Wrath. Expecting our children as well as myself not to flinch when he raised his hand to us--that the minute you flinch you're going to get hit in your face. You're going to get punched. You going get lickin's. Can you imagine that life for yourself if you put yourself in our shoes? I had to watch my children get beaten up and not flinch and not get in the way because if I did, I was in for a beating myself of which I took for many many years and had to stay silent amongst my friends and family. Had to hide the bruises and the broken bones from doctors and the school. By staying home from special occasions like birthdays and Christmas and holidays. Not allowed to talk about what he was doing.

Just even try to imagine a portion of what we went through. That is not even topping the cake what I'm writing here. I have more to tell you which I will do in my testimony when this Bill gets to hearing. Keep your community safe. That's the bottom line. These men or women for that matter, although have served their time, so-called did their time. And paid for it by being in prison they are still felons. They committed crimes on innocent victims. Stop the cycle. You have the ability to stop the cycle so DO IT. YOU WILL BE THE ONE THAT SAVED SO MANY LIVES. Did you know that so many families in the islands think that it's okay or think that it's normal to get beaten up? It is not normal, it is abnormal. These men and these families needs to know that it's not okay. So STOP THE CYCLE!!!

Please, I am begging you. I am pleading with you. Please pass a law that at the very least keeps the victim in their home where they live, a place of peace that it should be, a place a safety from their offender, at the very least at 2000 feet. (Because the islands are so small. PLEASE CONSIDER to make it a law that these people are not allowed to return back to the island in which the crime happened. Please consider to give the victim an option to choose whether or not the offender can or cannot be in the small vicinity of an island / county. The island is so small and apt to bump into each other at the very least. It saves the victim. The victim deserves this safety and peace. The perpetrator deserves to be rehabilitated without access to his or her victim.)

I do not think it's fair for any victim to have to move elsewhere, pickup their lives and relocate just because the offender, he/she/they, thinks that they served his/her time for the crime and can come back and reap havoc on the victims and their families lives again.

Or worse.

Thank you.

Mahalo nui loa!

Sincerely, Shereen

SB-2266

Submitted on: 1/28/2020 5:44:47 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Janice Briones	Individual	Support	No

Comments:

SB-2266

Submitted on: 1/28/2020 5:32:07 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Dara Carlin, M.A.	Individual	Support	No

Comments:

Please, please, please SUPPORT the passage of SB2266!

While this is common-sense legislation, it unfortunately must be written into law because in 2015 a Child Welfare Services Case Manager thought it would be a good idea to place 3 little girls in the same house as their identified perpetrator of sexual abuse.

Legislation such as this confirms the seriousness, severity and level of precaution that should be afforded to survivors of sexual abuse/assault and their family members who should be able to live their lives without the constant reminder of a traumatic and life-altering event living nearby.

SB-2266

Submitted on: 1/28/2020 6:51:46 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Debbie Colalillo	Individual	Support	No

Comments:

In 1875, the New York Society for the Prevention of Cruelty to Children was the first child protection agency in the world. Oddly, the prevention of cruelty to children was established after the prevention of cruelty to animals.

We must continue to protect children from any cruelty, especially sexual violence and sexual abuse.

<https://nyspcc.org/about-the-new-york-society-for-the-prevention-of-cruelty-to-children/history/>

I support SB 2266.

thank you.

Sincerely,

Debbie Colalillo



SB-2266

Submitted on: 1/27/2020 9:29:52 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Laura Cristo	Individual	Support	No

Comments:

I totally support SB2266 child offenders must live at least 2,000 feet away from victim because for the victim is already hard enough to deal with the situation and heal psychological wounds; for the sexual offender being close enough to be around and have an encounter with victim could be more than horrible. This sexual offenders should be wearing ankle bracelets to control them to go back to their sexual wrong doings. Thank you for your time. Laura Cristo.

SB-2266

Submitted on: 1/28/2020 6:16:28 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Nina K. Gilb	Individual	Support	Yes

Comments:

January 28, 2020

To: The Honorable Chair and Committee Members of the Committee on Judiciary:

Re: Relating to Sex Offenders. This bill will prohibit a Sex offender from residing within 2,000 feet of the sex offender's former victim or the victim's family members.

I SUPPORT SB2266. This is an important bill for Hawaii.

There are many memories from my early childhood to 13 years of age involving me, my mother and sister being mentally, physically and emotionally abused by my father. To my knowledge growing up my father had me believe that his abuse was accountable as "punishment" towards me or my sister's negligent actions, but in my eyes hurting my mother and breaking her ribs was wrong, hurting me and my sister while playing mind games was wrong, even if it was to "make us stronger", as he would say.. I still endured suffering. My father has put me in the hospital. He was the reason for my shoulder bone being cracked down the middle. He was the reason for my head needing stitches. He was the reason why I developed a cyst on the back of my ear from him pulling with his nails,(These are just some of the things he's done). For all of those situations he would force me to lie to the doctor and say that those injuries were all accidents from me being clumsy. After all of those situations he would feel bad for a week or 2 and then pretend like they never happened. The only reason why my families physical abuse has subsided is because my sister and mother took the ultimate risk and incarcerated my father. I hope that this bill will help those like me. So we can feel safe from our abusers.

Thank you.

Sincerely,
Nina K. Gilb

SB-2266

Submitted on: 1/27/2020 9:47:00 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
amanda Haas	Individual	Support	No

Comments:

1-27-20

To The Honorable Chair and Committee Members of the Committee on Judiciary:

Relating to Sex Offenders. This bill will prohibit a Sex offender from residing within 2,000 feet of the sex offender's former victim or the victim's family members.

I SUPPORT SB2266. This is such an important bill for Hawaii. This bill will make victims and victims families feel safe after the assault .

The possibility of seeing the offender everyday would be enough to drive the victim insane . The victim lost control during the assault, they need to take control back. If the offender lives nearby the victim may feel like they are not in control of when they will see their offender. The victim needs to start healing and part of healing is not being afraid to go pick up some milk for fear of possibly seeing their offender.

If the offender can't get to their victim, they may go to the next best thing which would be their families. The families need to feel safe and the victim needs to feel they can visit their families without the fear of seeing the offender. The victims need their families to help them heal.

Thank you.

Sincerely,

Amanda M . Haas

SB-2266

Submitted on: 1/26/2020 11:07:21 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Brett Kulbis	Individual	Support	No

Comments:

Honolulu County Republican Party supports SB 2266.

SB-2266

Submitted on: 1/28/2020 6:00:00 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
RJ Mendoza-Nadal	Individual	Support	No

Comments:

Aloha Mai Kokou members of the committee,

My name is RJ Kaleohano Mendoza-Nadal and I would like to offer my strong support of SB 2266. While it is true that I believe in the rehabilitation and possibilities for restorative and transformative justice for sex offenders, I think it would be best if it happened at least 2000 feet away from the people they have harmed. There is no reason why this bill should not be on the Governor's desk for signature this session. Mahalo.

Kind regards,

RJ Kaleohano Mendoza-Nadal

SB-2266

Submitted on: 1/28/2020 10:08:41 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Tyler Ralston	Individual	Support	No

Comments:

January 28, 2020

Re: Strong Support for SB2266

Dear Chair Rhoads, Vice Chair Keohokalole, and Judiciary Committee Members,

I write to express my strong support for SB2266 and ask that you please vote in favor of the bill. As a doctor of clinical psychology, a large majority of the people I treat in my practice are adult women who have experienced interpersonal traumas including rape, molestation, and other forms of sexual crimes against them. Whether the crimes were one-time events or events ongoing for years, the result is often severe mental and emotional hardship for victims. These innocent victims deserve all the protection and care possible as they work to overcome the effects of the crimes perpetrated against them. Perpetrators often have greatly diminished ability to experience compassion or empathy for others, and as such many simply do not care about other people, what happens to others, or hurting others again. It would be a small and very reasonable step to require sexual offenders to stay at least 2000' away from their victims and victim's families, and yet it would provide for increased physical safety for victims and increased mental space to be able to focus on treatment and overcoming the effects of these crimes.

Please support SB2266.

Thank you,

Tyler Ralston, PsyD, ABPP

SB-2266

Submitted on: 1/26/2020 10:33:51 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Deborah Ramirez	Individual	Support	Yes

Comments:

January 26, 2020

To: The Honorable Chairman Senator Rhoads and the Honorable Committee Members Senator Keohokalole, Senator Gabbard, Senator Kim, and Senator Fevella:

RE: SUPPORT OF SB2266, a bill pertaining to sex offenders, I offer this written testimony in support of a 2,000 feet residential separation of covered sex offenders from their victims and their victim's family members. Separating convicted sex offenders from their victims will help prevent revictimization and suicide.

After the incarceration of sexual offenders, we pray that rehabilitation and recovery are successful. However, according to State reports, news stories, personal stories, and data from various sources we know that sex offenders will reoffend. Without appropriate and sufficient therapies offenders will stalk, rape, traffick, and reabuse their victims and/or others. Sexual violence is underreported, increasing within native communities, a cycle that must be broken, and currently difficult to enforce with current laws.

<https://www.theatlantic.com/national/archive/2013/01/america-has-an-incest-problem/272459/>

<https://humanservices.hawaii.gov/wp-content/uploads/2019/01/Executive-Summary-Part-II-Sex-Trafficking-in-Hawaii-.pdf>

In 2004, the State partnered with the Sex Abuse Treatment Center to collect data and write a 120-page report, limited in scope, yet critical to our understanding of where to start and know which group had the highest rate of victims of sex assault. At the time of publication of this report, Native/Part Hawaiian Males had the highest number of victims, at 36%. Native/Part Hawaiian Females had the second highest rate, at 28.6%. And, the report states, the most common place for these crimes to occur is within homes.

<https://ag.hawaii.gov/cpia/files/2013/01/Sex-Assault-Victims-2004.pdf>

A quick look at HPD's Daily Arrest Log is a necessary resource to see how many Family Abuse, Sex Assault, Sexual Harassment, and TRO violations happen in Hawaii everyday.

<http://www.honolulupd.org/information/index.php?page=arrestlogs>

The official State of California Megan's Law website is included to support this testimony.

https://www.meganslaw.ca.gov/Mobile/Education_MythsAndFacts.aspx

Lastly, I ask the State to make electronic ankle bracelets mandatory for all parolees who have been convicted of sexual crimes against minors.

I SUPPORT SB 2266. We all should.



Thank you.

Aloha,

Deb Ramirez

SB-2266

Submitted on: 1/28/2020 8:15:47 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
david st john	Individual	Support	No

Comments:

SB-2266

Submitted on: 1/26/2020 8:36:07 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Zachary Sainz	Individual	Support	No

Comments:

January 26, 2020

To: The Honorable Chair and Committee Members of the Committee on Judiciary:

Re: Relating to Sex Offenders. This bill will prohibit a Sex offender from residing within 2,000 feet of the sex offender's former victim or the victim's family members.

I SUPPORT SB2266. This is an important bill for Hawaii.

Thank you.

Sincerely,

Zachary Sainz

SB-2266

Submitted on: 1/28/2020 5:21:33 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
R. Sommers	Individual	Support	No

Comments:

SB-2266

Submitted on: 1/28/2020 11:04:30 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Natalie Speedracer	Individual	Support	Yes

Comments:

This is common sense, as a victim that has been harassed after reporting sex assault I was not protected in any way from my perpatrator. If a victim is successful and lucky enough to have the perp indicted and convicted they deserve nothing less than to have some feeling of security or at least feel they can call police to back up and enforce these rules. I was sexually assaulted, two of my childred alledge they were assaulted (by a different abuser) and we were not protected and are still waiting for justice.

SB-2266

Submitted on: 1/27/2020 8:58:13 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
maria Tijerina	Individual	Support	Yes

Comments:

The man who repeatedly assaulted my daughter was released to live one building away from where we lived a week after he was arrested and indicted by a grand jury on several charges . The court order said he couldn't be so close to her but he got around that law because he lived in a tall building and they were counting the feet going upwards as well. Soon after a neighbor caught him lurking around our building in the same area where he knew she would play with her friends. We reported the incident but nothing was done about it. She was never allowed to play outside with her friends again while we quickly made arrangements to move across town. She then ended up having to leave her school and all her friends behind.

SB-2266

Submitted on: 1/28/2020 4:52:00 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Frank	Individual	Support	No

Comments:

LATE

Dear Chair Rhoads, Vice Chair Keohokalole, and committee members:

I am a survivor of childhood sex abuse and I support SB 2266.

No survivor or family member should have to live in fear that the perpetrator will be able to abuse and traumatize them again. To protect survivors, please consider increasing the distance to a mile. Thank you.

Andre Bisquera

LATE

SB-2266

Submitted on: 1/29/2020 8:37:26 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Kirstin Cabrales	Individual	Support	No

Comments:

LATE

SB-2266

Submitted on: 1/29/2020 5:33:51 PM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Dr. Guy Yatsushiro	Individual	Support	No

Comments:

Stand in strong support

LATE

SB-2266

Submitted on: 1/30/2020 8:31:30 AM

Testimony for JDC on 1/30/2020 10:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Rainbow	Individual	Support	No

Comments:

Rainbow Family 808 strongly supports SB2266 for the safety and prevention of further harm to the Survivor of Abuse. Perpetrators prey on Survivors which causes PTSD episodes that further exacerbates the harm experienced by the Survivors.

Thank you for your timely passing of this measure for safety and prevention of harmful harassment of Survivors. This cycle of Abuse must stop.