

JAN 27 2021

A BILL FOR AN ACT

RELATING TO HOMELAND SECURITY.

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

1 SECTION 1. Chapter 128A, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§128A- Hawaii state fusion center. (a) There is
5 established in the office of homeland security a state fusion
6 center that shall be known as the Hawaii state fusion
7 center. The director of homeland security, subject to the
8 direction and control of the governor, shall oversee the Hawaii
9 state fusion center.

10 (b) There shall be a Hawaii state fusion center director
11 who shall be appointed, and may be removed, by the director of
12 homeland security. The director of the Hawaii state fusion
13 center shall be responsible for the day-to-day operations of the
14 Hawaii state fusion center. The director of the Hawaii state
15 fusion center shall be permanently exempt from chapter 76, and
16 the position shall be funded by the State.

17 (c) The Hawaii state fusion center shall:

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1 (1) Be continually staffed to monitor all crimes and
2 hazards and shall be the focal point for sharing
3 local, national, and international information and
4 context with the national level intelligence
5 community;

6 (2) Collaborate among all levels of government to receive,
7 analyze, and disseminate threat-related information in
8 coordination with multi-disciplinary partners; and

9 (3) Establish a joint integration center to:

10 (A) Integrate information technology, cybersecurity,
11 and cybercrime prevention, and cyber and analytic
12 capabilities, and to improve situational
13 awareness related to critical infrastructure or
14 key resources protection of lifelines;

15 (B) Coordinate with local, state, and federal
16 agencies for asset response activities to
17 include:

18 (i) Furnishing technical assistance to affected
19 entities to protect their assets, mitigate
20 vulnerabilities, and reduce impacts of cyber
21 incidents;

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1 (ii) Identifying other entities that may be at
2 risk and assessing their risk to the same or
3 similar vulnerabilities;

4 (iii) Assessing potential risks to the State or
5 region, including potential cascading
6 effects, and developing courses of action to
7 mitigate these risks;

8 (iv) Facilitating information sharing and
9 operational coordination to respond to
10 threats; and

11 (v) Providing guidance as to how best to utilize
12 federal resources and capabilities in a
13 timely, effective manner to speed recovery;
14 and

15 (C) Provide intelligence support and related
16 activities, facilitate the building of
17 situational threat awareness and sharing of
18 related intelligence, including the integrated
19 analysis of threat trends and events, the
20 identification of knowledge gaps, and the ability
21 to degrade or mitigate adversary threat
22 capabilities."

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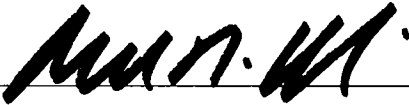
1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect upon its approval.

3

4

INTRODUCED BY:



5

BY REQUEST

S.B. NO. III

Report Title:

Homeland Security

Description:

Establishes the Hawaii State Fusion Center (Center) as a program under the Office of Homeland Security as described in chapter 128A, Hawaii Revised Statutes. Also establishes the position of Hawaii State Fusion Center Director who shall be state-funded, permanently exempt from chapter 76, Hawaii Revised Statutes, responsible to the Director of Homeland Security, and accountable to manage the operations of the Center.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

DEPARTMENT: Defense

TITLE: A BILL FOR AN ACT RELATING TO HOMELAND SECURITY.

PURPOSE: The purpose of this bill is to formally establish the Hawaii State Fusion Center and the Center's Director position, which shall be permanently exempt from chapter 76, Hawaii Revised Statutes.

MEANS: Add a new section to chapter 128A, Hawaii Revised Statutes.

JUSTIFICATION: On December 20, 2010, the State of Hawaii was designated the 77th Fusion Center by the Department of Homeland Security. Since then, the Center has yet to be formally established by Hawaii law. In addition, the Center's director position has not been enacted in the Hawaii Revised Statutes.

The funding for the Fusion Center Director has a not to exceed date of December 31, 2020. Under the current economic constraints as a result of COVID-19, the department's Office of Homeland Security will fund the position currently and for the next year using federal Homeland Security funding. Funding the Fusion Center exclusively with federal funding is not an advisable business practice, therefore re-establishing state funding, at least for the Fusion Center Director, is imperative in future years.

Impact on the public: None.

Impact on the department and other agencies: None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: DEF 110.

OTHER AFFECTED

AGENCIES: Department of Human Resources Development.

EFFECTIVE DATE: Upon approval.