

STAND. COM. REP. NO.

787

Honolulu, Hawaii

FEB 22 , 2023

RE: H.B. No. 1039
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 1039 entitled:

"A BILL FOR AN ACT RELATING TO ACT 278, SESSION LAWS OF HAWAII 2022,"

begs leave to report as follows:

The purpose of this measure is to amend Act 278, Session Laws of Hawaii 2022, to:

- (1) Specify that the Statewide Law Enforcement Training Complex will be located at the First Responder Technology Campus, rather than the Mililani Technology Park;
- (2) Transfer the responsibility and management of certain private security contracts from the Department of Law Enforcement to the Department of Health, Department of Human Services, and Department of Defense, for their respective facilities;
- (3) Modify the transfer of the personnel and functions of the Department of the Attorney General to the Department of Law Enforcement;

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- (4) Clarify that the Attorney General's status as the Chief Legal and Law Enforcement Officer of the State is not amended or abrogated by Act 278, Session Laws of Hawaii 2022; and
- (5) Make certain clarifying amendments.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Law Enforcement, Department of Human Services, and Hawai'i Office of Homeland Security.

Your Committee finds that Act 278, Session Laws of Hawaii 2022, established the Department of Law Enforcement to consolidate and administer various criminal law enforcement and investigative functions of the State. This measure makes several clarifying amendments to ensure that the proper responsibilities, personnel, and functions are transferred to the Department of Law Enforcement before it becomes fully operational on January 1, 2024.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1039, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1039, H.D. 1, and be placed on the calendar for Third Reading.



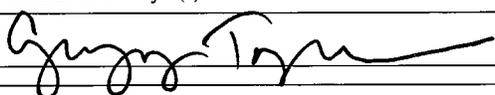
Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 1039	Committee Referral: JHA	Date: 2/9/2023		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. TAKAYAMA, Gregg (VC)	✓			
3. GANADEN, Sonny	✓			
4. HOLT, Daniel	✓			
5. HASHIMOTO, Troy N.	✓			
6. ICHIYAMA, Linda	✓			
7. ILAGAN, Greggor	✓			
8. KONG, Sam Satoru	✓			
9. MIZUNO, John M.	✓			
10. SOUZA, Kanani	✓			
TOTAL (10)	10	-	-	-
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				