

JAN 24 2024

A BILL FOR AN ACT

RELATING TO PRIVATE SECURITY CONTRACTS.

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

1 SECTION 1. Section 26-14.6, Hawaii Revised Statutes, is
2 amended as follows:

3 1. By amending subsection (e) to read:

4 "(e) Effective July 1, 1990, the functions and authority
5 heretofore exercised by the department of health pursuant to
6 chapters 329 and 329C, with the exception of sections 329-2,
7 329-3, and 329-4(3) [~~to (8)~~], shall be transferred to the
8 department of public safety; and effective January 1, 2024,
9 those functions and authority shall be transferred to the
10 department of law enforcement."

11 2. By amending subsections (i) through (k) to read:

12 "(i) Effective January 1, 1993, the functions and
13 authority heretofore exercised by the director of health and the
14 department of health relating to uniformed security employees
15 and security contracts at various state hospitals throughout the
16 State shall be transferred to the department of public safety;
17 and effective January 1, 2024, those functions and authority
18 shall be transferred to the [~~department of law enforcement.~~]

S.B. NO. 3144

1 department of health. Effective July 1, 2005, the functions,
2 authority, and employee positions of the department of public
3 safety relating to uniformed security employees and security
4 contracts at health facilities that are under the operation,
5 management, and control of the Hawaii health systems corporation
6 shall be transferred to the Hawaii health systems corporation.

7 (j) Effective January 1, 1993, the functions and authority
8 heretofore exercised by the director of human services and the
9 department of human services relating to contractual security
10 guard services shall be transferred to the department of public
11 safety; and effective January 1, 2024, those functions and
12 authority shall be transferred to the [~~department of law~~
13 ~~enforcement.~~] department of human services.

14 (k) Effective July 1, 1994, the functions and authority
15 heretofore exercised by the adjutant general relating to
16 security for national guard and state emergency management
17 facilities in the Diamond Head complex, for after work hours,
18 shall be transferred to the department of public safety; and
19 effective January 1, 2024, those functions and authority shall
20 be transferred to the [~~department of law enforcement.~~]
21 department of defense."

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1 Section 2. This Act shall not be applied so as to impair
2 any contract existing as of the effective date of this Act in a
3 manner violative of either the Constitution of the State of
4 Hawaii or article I, section 10, of the United States
5 Constitution.

6 SECTION 3. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 

11

BY REQUEST

S.B. NO. 3144

Report Title:

Private Security Contracts; Department of Law Enforcement;
Department of Defense; Department of Health; Department of Human
Services

Description:

Effective January 1, 2024, transfers the responsibility and management of certain private security contracts from the Department of Law Enforcement to the Department of Defense, the Department of Health, and the Department of Human Services for their respective facilities.

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

SB. NO 3144

JUSTIFICATION SHEET

DEPARTMENT: Law Enforcement

TITLE: A BILL FOR AN ACT RELATING TO PRIVATE SECURITY CONTRACTS.

PURPOSE: To transfer the responsibility and management of certain private security contracts under section 26-14.6, Hawaii Revised Statutes, from the Department of Law Enforcement to the Department of Defense (DOD), the Department of Health (DOH), and the Department of Human Services (DHS) for their respective facilities, effective January 1, 2024.

MEANS: Amend section 26-14.6(e), (i), (j), and (k), Hawaii Revised Statutes.

JUSTIFICATION: Transferring the management of private security contracts from the Department of Law Enforcement to the DOD, DOH, and DHS for their respective facilities will increase efficiencies by ensuring the departments retain greater control of these contracts, based on their direct access to on-the-ground information.

Impact on the public: There will be little or no impact to the public.

Impact on the department and other agencies: The proposed measure will eliminate the Department of Law Enforcement's involvement in managing private security contracts for the facilities of the DOD, DOH, and DHS and increase the efficiencies and control for these departments.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: LAW 900.

OTHER AFFECTED

AGENCIES:

Department of Defense, Department of Health,
and Department of Human Services.

EFFECTIVE DATE:

Upon approval.