STAND. COM. REP. NO. 056-24

Honolulu, Hawaii MAR 01 , 2024 RE: H.B. No. 2748 H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 2748, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT,"

begs leave to report as follows:

The purpose of this measure is to establish statewide vehicular law enforcement pursuit policies.

Your Committee received testimony in support of this measure from the Policing Project at NYU School of Law. Your Committee received testimony in opposition to this measure from the Honolulu Police Department and State of Hawaii Organization of Police Officers. Your Committee received comments on this measure from the Department of Law Enforcement.

Your Committee finds that although sometimes necessary, law enforcement vehicle pursuits can be dangerous, posing risks of serious injury or death to members of the public and law enforcement officers. Establishing statewide vehicular pursuit policies for state and county law enforcement agencies will ensure that law enforcement officers are only engaging in pursuits when necessary and when the public safety benefits of the pursuits outweigh the risks.

Your Committee has amended this measure by:

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- Clarifying when a law enforcement officer may engage in a vehicular pursuit;
- (2) Establishing reporting requirements and requiring the Department of Law Enforcement to adopt rules for the collecting and reporting of data;
- (3) Clarifying which vehicles may be used by a law enforcement officer in a vehicular pursuit;
- (4) Clarifying the definition of "vehicular pursuit" and "pursuit"; and
- (5) 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. 2748, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2748, H.D. 2.

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

DAVID A. TARNAS, Chair

State of Hawaii House of Representatives The Thirty-second Legislature

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Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 2748, HD 1 Committee Referral: TRN, JHA			Date: 2 - 22 .24		
The committee is reconsidering its previous decision on the measure.					
The recommendation is to:    Pass, unamended (as is)   Pass, with amendments (HD)   Hold   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. EVSLIN, Luke A.					
4. GANADEN, Sonny					
5. HOLT, Daniel		of you	/		
6. ICHIYAMA, Linda					
7. ILAGAN, Greggor					
8. KONG, Sam Satoru				1	
9. MIYAKE, Tyson K.					
10. SOUZA, Kanani					
TOTAL (10)	6	-	l	3	
The recommendation is: Image: Adopted in the provided of the pro					
Vice Chair's or designee's signature:					
<b>Distribution:</b> Original (White) – Committee	Duplicate (Yellow) -	Chief Clerk's Office	Duplicate ()	Pink) – HMSO	