

**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
KA 'OIHANA O KA LOIO KUHINA  
THIRTY-SECOND LEGISLATURE, 2023**

---

**ON THE FOLLOWING MEASURE:**

S.B. NO. 1284, RELATING TO OFFICIAL MISCONDUCT.

**BEFORE THE:**

SENATE COMMITTEE ON JUDICIARY

**DATE:** Thursday, February 23, 2023      **TIME:** 9:30 a.m.

**LOCATION:** State Capitol, Room 016

**TESTIFIER(S):** Anne E. Lopez, Attorney General, or  
Cheuk Fu Lui, Deputy Attorney General

---

Chair Rhoads and Members of the Committee:

The Department of the Attorney General strongly supports this bill and offers the following comments.

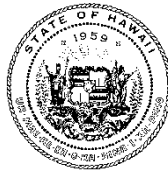
This bill seeks to address corruption by public officers or employees by establishing the criminal offense of official misconduct.

The existing bribery statute, section 710-1040, Hawaii Revised Statutes, only prohibits conduct involving monetary interests. However, public corruption can take many forms beyond mere economic gains, including illegal lobbying, bribery, sexual favors, favorable school placements for children, and anything that violates the public trust for personal gain.

This bill establishes a class C felony offense that specifically prohibits a public servant, acting in his or her official capacity, from performing an unauthorized act or refraining from performing an official duty with the intent to obtain any benefit beyond lawful compensation. This bill also establishes a class C felony offense for the intentional or knowing submission of statements or documents containing false information by a public servant in the public servant's official capacity.

This bill will provide a mechanism to increase the public's trust and confidence in our state and local government while providing law enforcement with a tool to adequately deter and commensurately punish public corruption.

We respectfully ask the Committee pass this bill. Thank you for the opportunity to testify.



**STATE OF HAWAII**  
**CAMPAIGN SPENDING COMMISSION**

235 SOUTH BERETANIA STREET, ROOM 300  
HONOLULU, HAWAII 96813

February 21, 2023

TO: The Honorable Karl Rhoads, Chair  
Senate Committee on Judiciary

The Honorable Mike Gabbard, Vice Chair  
Senate Committee on Judiciary

Members of the Senate Committee on Judiciary

FROM: Tony Baldomero, Associate Director for <sup>TB</sup>  
Kristin Izumi-Nitao, Executive Director  
Campaign Spending Commission

SUBJECT: **Testimony on S.B. No. 1284, Relating to Official Misconduct.**

Thursday, February 23, 2023  
9:30 a.m., Conference Room 16 & Videoconference

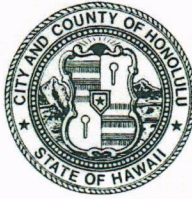
Thank you for the opportunity to testify on this bill. The Campaign Spending Commission ("Commission") supports this bill.

This bill adds a new section to Chapter 710, Hawaii Revised Statutes, to establish the criminal offense of official misconduct as a class C felony. The Commission supports the enhancement of criminal penalties for offenses involving public corruption. If enforced, the Commission believes that criminal penalties are the most effective remedies to deter public corruption.

On February 17, 2023, the House Committee on Judiciary & Hawaiian Affairs passed, with amendments, the companion bill (H.B. No. 986).

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813  
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulu.org



RICK BLANGIARDI  
MAYOR

ARTHUR J. LOGAN  
CHIEF

KEITH K. HORIKAWA  
RADE K. VANIC  
DEPUTY CHIEFS

OUR REFERENCE PB-MS

February 23, 2023

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

Dear Chair Rhoads and Members:

SUBJECT: Senate Bill No. 1284, Relating to Official Misconduct

I am Parker Bode, Captain of the Criminal Investigation Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports Senate Bill No. 1284, Relating to Official Misconduct.


Public servant misconduct erodes community trust, degrades social prosperity, and weakens democracy. This measure rightfully establishes a felony offense to protect against public servant misconduct. It will serve as a deterrent and help to restore trust in government.


The HPD urges you to support Senate Bill No. 1284, Relating to Official Misconduct.

Thank you for the opportunity to testify.

APPROVED:

Sincerely,

  
Arthur J. Logan  
Chief of Police

  
Parker Bode, Captain  
Criminal Investigation Division

**SB-1284**

Submitted on: 2/17/2023 1:36:15 PM

Testimony for JDC on 2/23/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lynn Murakami Akatsuka	Individual	Support	Written Testimony Only

Comments:

I strongly support the passage of SB 1284 to become law this session.

**SB-1284**

Submitted on: 2/18/2023 8:30:15 AM

Testimony for JDC on 2/23/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Leimomi Khan	Individual	Support	Written Testimony Only

Comments:

Support. Holds public officials, including legislators, accountable for their misdeeds. Should result in better governance and sound laws.

**SB-1284**

Submitted on: 2/18/2023 11:18:58 AM

Testimony for JDC on 2/23/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Dara Carlin, M.A.	Individual	Support	Written Testimony Only

Comments:

Stand in Support

**SB-1284**

Submitted on: 2/20/2023 4:23:41 AM

Testimony for JDC on 2/23/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Dawn Smith	Individual	Support	Written Testimony Only

Comments:

It has been a travesty that Hawaii has relied on The Feds to clean up public servant corruption. There oughta' be a (Hawaii) law.....

## Testimony in Support of SB1284

**Submitted for:** Judiciary Committee Hearing, scheduled to be heard on Thursday, 2/23/23 at 9:30 AM.

Aloha Chair Rhoads, Vice Chair Gabbard, and Members of the Committee,

**My name is Greg Misakian and I strongly support SB1284.**

**They say a picture is worth a thousand words, further below is the picture, and with just a few words I submit my testimony.**

There are those who often oppose consumer protection Bills meant to help condominium owners and residents of Hawaii. The same group who often oppose these measures profit more when they are not enacted, are deferred, are improperly referred to the wrong committees, or are improperly triple referred. The game is clear and the rules are not, but the picture is 100% clear, unless you choose not to look. Hawaii needs better laws to ensure that Legislators, Attorneys, and all members of the public behave ethically and properly, and in the best interest of all.

### **Campaign Contributions of Yuriko Sugimura (aka Jane Sugimura), as seen at the State of Hawaii Campaign Spending Commission website:**

Abercrombie, Neil	Individual	Sugimura, Yuriko J.	12/15/2009	\$1,000.00	\$1,500.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	07/19/2010	\$100.00	\$1,700.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	10/02/2009	\$500.00	\$500.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	08/12/2010	\$100.00	\$1,800.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	09/03/2010	\$500.00	\$2,400.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	08/18/2010	\$100.00	\$1,900.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Abercrombie, Neil	Individual	Sugimura, Yuriko J.	03/24/2010	\$100.00	\$1,600.00	Bendet Fidell & Sugimura AAL ALC	Attorney
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/08/2017	\$150.00	\$550.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/07/2013	\$300.00	\$300.00		Attorney / CPA



Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/10/2016	\$200.00	\$400.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	06/23/2008	\$100.00	\$300.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	07/13/2011	\$200.00	\$500.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/10/2015	\$200.00	\$200.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/05/2012	\$200.00	\$700.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/02/2018	\$200.00	\$750.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	12/03/2019	\$500.00	\$500.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	05/06/2014	\$200.00	\$500.00		Attorney / CPA
Baker, Rosalyn	Individual	Sugimura, Yuriko J.	06/20/2010	\$200.00	\$300.00		Attorney / CPA
Belatti, Della	Individual	Sugimura, Yuriko J.	01/30/2019	\$200.00	\$200.00		
Belatti, Della	Individual	Sugimura, Yuriko J.	06/11/2018	\$250.00	\$250.00		
Caldwell, Kirk	Individual	Sugimura, Yuriko J.	11/24/2015	\$1,000.00	\$1,000.00	Bendet Fidell Sugimura	Attorney
Chang, Stanley	Individual	Sugimura, Yuriko	05/29/2020	\$150.00	\$150.00		
DeCoite, Lynn	Individual	Sugimura, Yuriko J.	04/25/2019	\$150.00	\$150.00		
Espero, William	Individual	SUGIMURA, Yuriko J.	10/05/2017	\$200.00	\$300.00		
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	05/27/2014	\$250.00	\$250.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	07/12/2011	\$200.00	\$200.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	03/12/2015	\$125.00	\$125.00	Bendet Fidell Sugimura	Principal

Fukunaga, Carol	Individual	Sugimura, Yuriko J.	05/04/2012	\$200.00	\$500.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	06/13/2018	\$300.00	\$1,325.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	09/14/2017	\$400.00	\$525.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	05/11/2009	\$200.00	\$200.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	11/22/2017	\$500.00	\$1,025.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	07/16/2010	\$200.00	\$400.00	Bendet Fidell Sugimura	Principal
Fukunaga, Carol	Individual	Sugimura, Yuriko J.	07/14/2011	\$100.00	\$300.00	Bendet Fidell Sugimura	Principal
Hashimoto, Troy	Individual	Sugimura, Yuriko J.	05/24/2018	\$1,000.00	\$1,000.00	Bendet Fidell Sugimura	Attorney
Hashimoto, Troy	Individual	Sugimura, Yuriko J.	11/21/2019	\$100.00	\$200.00	Bendet Fidell Sugimura	Attorney
Hashimoto, Troy	Individual	Sugimura, Yuriko J.	05/20/2022	\$1,000.00	\$2,000.00	Bendet Fidell Sugimura	Attorney
Hashimoto, Troy	Individual	Sugimura, Yuriko J.	11/02/2021	\$1,000.00	\$1,000.00	Bendet Fidell Sugimura	Attorney
Ichiyama, Linda	Individual	Sugimura, Yuriko	04/11/2018	\$100.00	\$200.00		
Ichiyama, Linda	Individual	Sugimura, Yuriko	02/24/2020	\$100.00	\$250.00		
Ichiyama, Linda	Individual	Sugimura, Yuriko	11/13/2019	\$100.00	\$150.00		
Ige, David	Individual	Sugimura, Yuriko J.	11/28/2017	\$1,000.00	\$1,000.00	Bendet, Fidell, Sugimura AAL ALC	Attorney
Ige, David	Individual	Sugimura, Yuriko J.	07/19/2018	\$100.00	\$1,100.00	Bendet, Fidell, Sugimura AAL ALC	Attorney
Ihara, Les	Individual	Sugimura, Yuriko J.	07/05/2016	\$100.00	\$200.00		
Iwase, Randall	Individual	Sugimura, Yuriko J.	01/29/2007	\$300.00	\$300.00		

Johanson, Aaron	Individual	SUGIMUR A, YURIKO J.	10/14/2015	\$300.00	\$300.00	CLAY CHAPMAN IWAMURA PULICE & NERVELL	ATTORNEY
Johanson, Aaron	Individual	SUGIMUR A, YURIKO J.	07/21/2016	\$300.00	\$600.00	CLAY CHAPMAN IWAMURA PULICE & NERVELL	ATTORNEY
Johanson, Aaron	Individual	SUGIMUR A, YURIKO J.	11/03/2021	\$1,000.00	\$1,000.00	CLAY CHAPMAN IWAMURA PULICE & NERVELL	ATTORNEY
Keith-Agaran, Gilbert	Individual	SUGIMUR A, YURIKO J.	01/08/2015	\$150.00	\$150.00		
Keith-Agaran, Gilbert	Individual	SUGIMUR A, YURIKO J.	01/15/2016	\$150.00	\$300.00		
Keohokalole, Jarrett	Individual	Sugimura, Yuriko	05/17/2018	\$200.00	\$250.00		
Keohokalole, Jarrett	Individual	Sugimura, Yuriko	03/11/2020	\$150.00	\$150.00		
Kong, Samuel	Individual	Sugimura, Yuriko J.	04/18/2018	\$100.00	\$150.00		
Kong, Samuel	Individual	Sugimura, Yuriko J.	04/24/2019	\$150.00	\$150.00		
Kong, Samuel	Individual	Sugimura, Yuriko J.	06/22/2019	\$100.00	\$250.00		
Learmont, Lei	Individual	Sugimura, Yuriko J.	05/04/2018	\$500.00	\$500.00		
Luke, Sylvia	Individual	Sugimura, Yuriko	06/23/2022	\$500.00	\$500.00		
Luke, Sylvia	Individual	Sugimura, Yuriko	04/23/2008	\$50.00	\$150.00		
Luke, Sylvia	Individual	Sugimura, Yuriko	01/11/2019	\$250.00	\$250.00		
Luke, Sylvia	Individual	Sugimura, Yuriko	04/16/2018	\$300.00	\$300.00		
Maluafiti, Alicia	Individual	Sugimura, Yuriko	06/04/2018	\$500.00	\$500.00		

McKelvey, Angus	Individual	Sugimura, Yuriko J.	11/14/2019	\$100.00	\$150.00	Bendet Fidell Sugimura, AAL, a Law Corporation	Attorney
Menor, Ron	Individual	Sugimura, Yuriko J.	05/01/2019	\$500.00	\$500.00	Clay Chapman Iwamura AAL ALC	Attorney
Menor, Ron	Individual	Sugimura, Yuriko J.	10/16/2019	\$500.00	\$1,000.00	Clay Chapman Iwamura AAL ALC	Attorney
Misalucha, Bennette	Individual	SUGIMUR A, YURIKO J.	09/11/2020	\$500.00	\$500.00		
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	09/25/2019	\$500.00	\$1,000.00	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	02/17/2018	\$232.46	\$232.46	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	05/16/2018	\$500.00	\$732.46	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	03/14/2019	\$500.00	\$500.00	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	06/14/2018	\$100.00	\$832.46	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	10/17/2018	\$500.00	\$1,332.46	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	12/12/2020	\$250.00	\$1,250.00	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Moriwaki, Sharon	Individual	Sugimura, Yuriko J.	12/06/2021	\$2,750.00	\$4,000.00	Clay Chapman Iwamura, Pulice & Nervell, AAL, ALC	Attorney
Nishimoto, Scott	Individual	Sugimura, Yuriko J.	01/31/2019	\$250.00	\$250.00		
Nishimoto, Scott	Individual	Sugimura, Yuriko J.	03/04/2019	\$100.00	\$350.00		

Ohno, Takashi	Individual	Sugimura, Yuriko	01/30/2020	\$250.00	\$350.00		
Ohno, Takashi	Individual	Sugimura, Yuriko	01/16/2018	\$150.00	\$200.00		
Oshiro, Blake	Individual	Sugimura, Yuriko	07/27/2010	\$250.00	\$350.00		
Rhoads, Karl	Individual	Sugimura, Yuriko J.	07/12/2021	\$500.00	\$500.00		
Rhoads, Karl	Individual	Sugimura, Yuriko J.	10/03/2019	\$500.00	\$700.00		
Rhoads, Karl	Individual	Sugimura, Yuriko J.	01/11/2016	\$175.00	\$275.00		
Rhoads, Karl	Individual	Sugimura, Yuriko J.	01/04/2019	\$200.00	\$200.00		
Rhoads, Karl	Individual	Sugimura, Yuriko J.	05/08/2012	\$125.00	\$125.00		
Saiki, Scott	Individual	Sugimura, Yuriko J.	05/13/2019	\$500.00	\$500.00	Clay Chapman Iwamura Pulice & Nervel	Attorney
Saiki, Scott	Individual	Sugimura, Yuriko J.	06/21/2022	\$1,000.00	\$1,000.00	Clay Chapman Iwamura Pulice & Nervel	Attorney
Sakamoto, Norman	Individual	Sugimura, Yuriko	05/27/2009	\$150.00	\$150.00		
Say, Calvin	Individual	Sugimura, Yuriko J.	04/29/2019	\$150.00	\$150.00		
Schatz, Brian	Individual	Sugimura, Yuriko J.	04/09/2010	\$50.00	\$450.00		
Schatz, Brian	Individual	Sugimura, Yuriko J.	12/18/2009	\$400.00	\$400.00		
Sugimura, Yuki	Immediate Family	Sugimura, Yuriko	06/04/2022	\$2,000.00	\$2,000.00	Bendet Findell A Law Corporation	Attorney
Sugimura, Yuki	Immediate Family	Sugimura, Yuriko	12/06/2017	\$500.00	\$500.00	Bendet Findell A Law Corporation	Attorney
Sugimura, Yuki	Immediate Family	Sugimura, Yuriko	03/26/2020	\$1,000.00	\$1,000.00	Bendet Findell A Law Corporation	Attorney

Sugimura, Yuki	Immediate Family	Sugimura, Yuriko	08/12/2015	\$1,000.00	\$1,000.00	Bendet Fidell A Law Corporation	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	02/19/2020	\$100.00	\$350.00	Bendet Fidell	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	05/10/2022	\$200.00	\$400.00	Bendet Fidell	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	11/13/2019	\$100.00	\$250.00	Bendet Fidell	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	03/06/2019	\$50.00	\$150.00	Bendet Fidell	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	04/11/2018	\$100.00	\$150.00	Bendet Fidell	Attorney
Takayama, Gregg	Individual	Sugimura, Yuriko	05/10/2022	\$200.00	\$200.00	Bendet Fidell	Attorney
Takenouchi, Jenna	Individual	Sugimura, Yuriko	05/11/2022	\$200.00	\$200.00		
Takumi, Roy	Individual	Sugimura, Yuriko	01/11/2018	\$200.00	\$200.00	Clay Chapman Pulice & Nervell	Attorney
Takumi, Roy	Individual	Sugimura, Yuriko	04/29/2022	\$1,000.00	\$1,500.00	Clay Chapman Pulice & Nervell	Attorney
Takumi, Roy	Individual	Sugimura, Yuriko	05/04/2021	\$500.00	\$500.00	Clay Chapman Pulice & Nervell	Attorney
Takumi, Roy	Individual	Sugimura, Yuriko	04/16/2019	\$500.00	\$500.00	Clay Chapman Pulice & Nervell	Attorney
Tam, Adrian	Individual	Sugimura, Yuriko	09/26/2020	\$500.00	\$500.00	Clay Chapman Iwamura Pulice & Nervell	Attorney
Tokuda, Jill	Individual	Sugimura, Yuriko	06/08/2018	\$250.00	\$1,550.00	Bendet Fidell Sugimura. AAL. ALC	Attorney
Tokuda, Jill	Individual	Sugimura, Yuriko	06/27/2018	\$100.00	\$1,650.00	Bendet Fidell Sugimura. AAL. ALC	Attorney
Tokuda, Jill	Individual	Sugimura, Yuriko	11/14/2017	\$500.00	\$600.00	Bendet Fidell Sugimura. AAL. ALC	Attorney
Tokuda, Jill	Individual	Sugimura, Yuriko	03/29/2018	\$500.00	\$1,100.00	Bendet Fidell Sugimura. AAL. ALC	Attorney
Tokuda, Jill	Individual	Sugimura, Yuriko	05/03/2018	\$200.00	\$1,300.00	Bendet Fidell Sugimura. AAL. ALC	Attorney

Tokuda, Jill	Individual	Sugimura, Yuriko J.	12/15/2021	\$500.00	\$500.00	Clay Chapman	Attorney
Weyer, Matt	Individual	Sugimura, Yuriko	07/20/2022	\$500.00	\$500.00	Clay Chapman Iwamura Pulice & Nervell	Attorney