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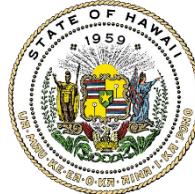
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February 9, 2026

SB 3322: RELATING TO LAW ENFORCEMENT

Chair Wakai, Chair Fukunaga, Vice-Chair Chang, Vice-Chair Lee, Members of the Committee on Energy and Intergovernmental Affairs, and Members of the Committee on Public Safety and Military Affairs:

The Office of the Public Defender (OPD) **supports** SB 3322. The OPD represents indigent individuals accused of crimes throughout Hawai'i, many of whom are members of immigrant communities. From that vantage point, we see firsthand how public trust, transparency, and clear legal boundaries in law enforcement practices are essential not only to public safety, but to the legitimacy of the criminal legal system itself.

Visible Identification:

The measure's requirement that law enforcement officers be clearly identifiable while performing official duties directly advances transparency and accountability. For community members, the ability to identify an officer by visible insignia and badge information is foundational to lawful engagement and public confidence.

From the defense perspective, unclear or obscured officer identity can create confusion, escalate fear, and complicate later fact-finding, accountability, and due process. The bill appropriately balances these concerns by requiring visible identification while also allowing narrowly tailored exemptions for legitimate safety needs, such as undercover operations or tactical responses

Clear Limits on Facial Coverings:

The OPD supports the bill's careful restrictions on facial coverings that conceal officer identity during routine law enforcement activities. For many community members, particularly youth, immigrants, and individuals with trauma histories,

encounters with masked officers can feel coercive or threatening, even absent any wrongdoing.

SB 3322 recognizes that generalized safety concerns should not override the fundamental principles of openness and accountability in policing. By requiring documentation and supervision when facial coverings are used, the bill creates meaningful guardrails without undermining officer safety.

Boundaries on Civil Immigration Enforcement:

The OPD strongly supports this measure's provisions establishing clear state and county policies on civil immigration enforcement. The bill reinforces that civil immigration enforcement must be grounded in documented legal authority, judicial oversight, and constitutional protections, and must not intrude into sensitive places such as schools, courthouses, health care facilities, and places of worship.

Our office frequently represents clients for whom fear of immigration consequences deters cooperation with law enforcement, access to courts, or even seeking medical care. By drawing firm lines between state law enforcement and federal civil immigration functions, this measure strengthens community trust and public safety for everyone regardless of immigration status.

Preventing Prolonged Stops and Improper Status Inquiries:

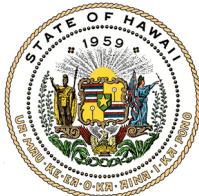
SB 3322 appropriately prohibits the prolonging of stops, detentions, or arrests for the purpose of determining a person's civil immigration status without reasonable suspicion based on specific, articulable facts. The bill explicitly rejects reliance on race, language, accent, or national origin as a basis for suspicion, reinforcing long-standing constitutional principles and protecting against discriminatory practices. These provisions align squarely with due process and equal protection values that are central to a fair justice system.

For these reasons, the OPD supports SB 3322.

Thank you for the opportunity to comment on this measure.

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

LATE



SYLVIA LUKE
LT GOVERNOR
KA HOPE KIA'ĀINA

STATE OF HAWAII | KA MOKU'ĀINA O HAWAII
DEPARTMENT OF LAW ENFORCEMENT

Ka 'Oihana Ho'okō Kānāwai

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MIKE LAMBERT
Director

ERNEST J. ROBELLO
Deputy Director
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JARED K. REDULLA
Deputy Director
Law Enforcement

TESTIMONY ON SENATE BILL 3322
RELATING TO LAW ENFORCEMENT
Before the Senate Committee on
ENERGY AND INTERGOVERNMENTAL AFFAIRS and PUBLIC SAFETY AND
MILITARY AFFAIRS
Tuesday, February 10, 2026, 3:07 PM
State Capitol Conference Room 224
Testifier: Jared Redulla

Chairs Wakai and Fukunaga, Vice Chairs Chang and Lee, and members of the Committees:

The Department of Law Enforcement (DLE) offers comments on Senate Bill 3322. This bill prohibits, with certain exceptions, the use of facial coverings by law enforcement officers in the performance of their duties, requires visible identification for officers and their vehicles, mandates state and county law enforcement agencies to establish policies regarding cooperation with federal civil immigration enforcement prohibit officers from prolonging stops to inquire about a person's civil immigration status, and establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation.

The Department recognizes and respects the Legislature's intent to promote transparency, accountability, and public trust in law enforcement. DLE shares these values and supports thoughtful, balanced approaches that enhance community confidence while preserving officer safety, operational effectiveness, and constitutional

compliance. However, as drafted, this measure raises significant legal, operational, and Constitutional concerns that warrant careful consideration.

Operational and Officer Safety Concerns

While the bill attempts to provide exemptions under certain situations, the narrow construction of those exemptions—combined with criminal liability creates uncertainty. DLE has a very limited number of personnel available for high-risk situations such as narcotics search warrants, surveillance, fugitive operations, and raids. Consequently, the DLE regularly uses staff on other assignments who are not “undercover” to support these types of operations. Consequently, there is a real need to cover those officers’ faces and identities. Those officers who support certain operations must wear a mask to preserve their identities and potentially work “undercover” in the future, and/or continue to support high-risk assignments. In addition to preserving the identities of the very limited pool of officers within its ranks, the DLE is concerned about the continuing risks of law enforcement work, which can bring threats and retaliation to officers and their families at home and even expose officers to “doxxing.” This is why the issue of wearing a mask raises significant agency interest to ensure safety.

The Department of Law Enforcement (DLE) strongly opposes Senate Bill 3322, relating to law enforcement facial coverings, visible identification, and civil immigration enforcement.

Also, the bill would also require that every vehicle is used in law enforcement operations bear conspicuous markings identifying the agency to which the vehicle belongs. The DLE has a significant number of unmarked vehicles in its inventory, and those vehicles are used daily to support surveillance, perform “stakeouts”, and investigate fugitives and narcotics cases. Vehicles are extremely costly, and the bill raises significant concern that if these unmarked vehicles could not be used for law enforcement work, then there would be high costs to either replace or apply police and agency markings to them.

Criminalization of Policy and Training Issues

The Department is particularly concerned with the bill's approach of converting policy compliance issues into criminal offenses. Matters involving identification display, tactical equipment configuration, or the scope of questioning during lawful stops, are traditionally

governed through training standards, internal policy, supervision, and existing accountability mechanisms.

Creating new criminal offenses for these matters exposes officers and supervisors to potential prosecution for conduct that may be later subject to differing interpretations.

Federal Preemption and Supremacy Clause Implications

DLE has substantial concerns regarding provisions that regulate, restrict, or criminalize conduct associated with civil immigration enforcement.

Immigration enforcement is, by constitutional design, a federal function. Under the Supremacy Clause of the United States Constitution, federal law preempts conflicting state action. To the extent that this bill places state or county officers in a position where Compliance with state law may conflict with federal directives, lawful federal operations, or federally authorized cooperation, it exposes officers and agencies to untenable legal risk.

DLE emphasizes that the Department does not have the authority—or the institutional capacity—to adjudicate conflicts between state statutes and federal immigration law in the field. Any statutory framework that places state officers in opposition to federal authorities risk legal invalidation, operational disruption, and reputational harm to the State and its law enforcement agencies.

As a practical matter, the Department must be able to work alongside federal partners without fear that routine cooperation, information-sharing, or presence during federal operations. The State of Hawai'i would not prevail in a direct legal or operational conflict

with the federal government, and placing frontline officers in that position is neither fair nor sustainable.

Implementation, Liability, and Unintended Consequences

The bill also imposes substantial administrative burdens, reporting requirements, and compliance timelines that will require significant resources to implement. More importantly, the bill exposes the State, counties, supervisors, and individual officers to potential criminal risk and complicates multi-agency coordination.

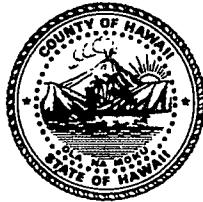
Conclusion

To find balance in this situation, the DLE offers that one potential solution might be that the bill instead mandates that during situations where law enforcement officers are necessarily wearing a mask, a certain percentage of officers also be on scene unmasked and in fully identifiable law enforcement uniforms. Additionally, any officer who wears a mask also has their badge and police markings prominently displayed on their clothing. To that end, the public would instantly know that genuine law enforcement officers are present and those uniformed officers at the scene can be approached if concern arises.

Finally, DLE respectfully urges the Legislature to carefully consider the operational realities of the constitutional limits imposed by federal supremacy, and the potential impacts the bill may have within state and local law enforcement agencies

Thank you for the opportunity to provide comments on this measure.

C. Kimo Alameda, Ph.D.
Mayor



Reed K. Mahuna
Interim Police Chief

William V. Brilhante Jr.
Managing Director

County of Hawai'i

POLICE DEPARTMENT

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February 9, 2026

Senator Glenn Wakai, Chair
Senator Stanley Chang, Vice Chair
And Members
Committee on Energy and Intergovernmental Affairs

Senator Carol Fukunaga, Chair
Senator Chris Lee, Vice Chair
And Members
Committee on Public Safety and Military Affairs
State Capitol
415 South Beretania Street
Honolulu, HI 96813

Dear Senators Wakai, Chang, Fukunaga and Lee and Members,

RE: SENATE BILL 3322 RELATING TO LAW ENFORCEMENT
DATE: FEBRUARY 10, 2026
TIME: 3:07 P.M.
PLACE: CONFERENCE ROOM 224 AND VIDEOCONFERENCE

The Hawaii Police Department (HPD) respectfully opposes Senate Bill 3322 Relating to Law Enforcement, which seeks to criminalize certain conduct by law enforcement officers related to facial coverings and identification display, and imposes statutory mandates on civil immigration enforcement. While HPD shares the Legislature's commitment to transparency and accountability, we believe these objectives are best achieved through professional standards and administrative oversight rather than through the criminal code.

HPD fully supports transparency and recognizes the importance of public trust in law enforcement. Questions about whether an officer's concealment of identity is appropriate or inappropriate should be resolved through policy guidance and internal administrative processes, not by imposing criminal penalties. The Law Enforcement Standards Board (LESB) is the appropriate body to establish statewide standards of conduct and develop uniform policies. This approach ensures accountability while preserving operational responsibility and officer safety. Criminalizing these matters risks punishing officers acting in good faith and undermines the ability of agencies to adapt policies to evolving operational needs.

SENATE BILL 3322 RELATING TO LAW ENFORCEMENT

DATE: FEBRUARY 10, 2026

TIME: 3:07 P.M.

PLACE: CONFERENCE ROOM 224 AND VIDEOCONFERENCE

Page 2

Although the bill provides an exemption for undercover assignments, it does not account for related police activities where protecting the identity of officers on scene is critical. For example, support unit personnel often assist in narcotics, gambling, and other public health and morals enforcement operations. These officers may not be formally designated as undercover but still perform duties that require anonymity for their safety and the integrity of the operation. Criminalizing mask use in these contexts could compromise officer safety and jeopardize the success of sensitive investigations.

Additionally, the requirement for conspicuous vehicle markings conflicts with the Hawaii Police Department's personally-owned, county-subsidized vehicle program. Under this program, vehicles are personally owned by employees and do not display agency markings except for emergency lighting when on duty for patrol-related work. Mandating permanent markings would create privacy and security risks for officers when off duty, impose unnecessary financial and logistical burdens, and would require consultation and conferral with the bargaining unit under the collective bargaining agreement governing the use of personally-owned vehicles for official duties.

The bill also includes provisions governing civil immigration enforcement and status inquiries. HPD recognizes the importance of clear statewide standards in this area; however, these policies should be developed by the Law Enforcement Standards Board, which is the proper authority to set law enforcement policies. LESB is best positioned to ensure consistency across jurisdictions, provide guidance on legal compliance, and balance operational realities with constitutional protections. Imposing these requirements through statute without comprehensive policy development risks confusion and inconsistent application.

For these reasons, HPD respectfully urges the Committee to reject this measure. Instead, authority should be delegated to the Law Enforcement Standards Board to develop comprehensive statewide policies on facial coverings, identification, vehicle markings, and civil immigration enforcement. This approach promotes accountability while safeguarding officer safety and operational effectiveness.

Thank you for the opportunity to provide testimony.

Respectfully,

REED K. MAHUNA
INTERIM POLICE CHIEF

STONEWALL CAUCUS OF THE DEMOCRATIC PARTY OF HAWAII

TESTIMONY IN STRONG SUPPORT OF SB3322 Relating to Law Enforcement Accountability and Civil Immigration Enforcement

To the Honorable Chairs, Vice Chairs, and Members of the Committees:

On behalf of the Stonewall Caucus of the Democratic Party of Hawai'i, I, Abby Simmons as Chair, submit this testimony in **strong support of SB3322**.

SB3322 strengthens transparency, accountability, and civil rights protections by requiring law enforcement officers to be visibly identifiable in public spaces, mandating clear agency policies governing civil immigration enforcement, regulating data sharing, and establishing criminal penalties for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. This bill makes accountability enforceable, not merely aspirational.

This legislation is critically important because meaningful accountability requires more than written policies. It requires clear, consistent, and enforceable standards. Without enforceable safeguards, anonymous enforcement and informal immigration questioning can become normalized, creating conditions that enable intimidation, misinformation, and abuse.

SB3322 addresses these risks directly. By requiring visible identification and limiting facial coverings, the bill ensures that officers remain accountable to the public they serve. It protects residents from encounters with unidentified personnel and reinforces public confidence in legitimate law enforcement activity.

The bill also establishes strong safeguards around civil immigration enforcement. Immigration enforcement is a federal function. When state or county personnel engage in immigration questioning without clear legal authority, residents may face coercion, misunderstanding, and violations of due process. SB3322 prevents this by defining when and how immigration inquiries may occur and by creating criminal penalties for unauthorized interrogation, arrest, or detention.

This protects vulnerable residents—including immigrants, LGBTQ+ individuals, and communities of color, from coercive questioning and rights violations. It also affirms that constitutional protections apply to everyone, regardless of immigration status.

SB3322 further promotes consistency across agencies and counties. Policies alone often vary in quality and enforcement. By establishing statewide baselines and criminal consequences for violations, this bill reduces inconsistent practices and strengthens institutional integrity.

Testimony in Strong Support of SB3322

The bill's "service-first" approach and protections for sensitive locations help ensure that schools, hospitals, shelters, and places of worship remain safe spaces where people can seek help without fear. Its data collection and reporting requirements promote transparency and public oversight. Its body camera provisions during ICE operations provide an additional layer of accountability.

Importantly, SB3322 also protects law enforcement agencies themselves. Clear rules reduce liability, prevent reputational harm, and support officers who act in good faith and within the law. Enforceable standards benefit both the public and the professionals who serve our communities.

We appreciate that the bill includes reasonable exceptions for legitimate protective gear and medical masks and provides detailed definitions of unauthorized civil immigration interrogation. These provisions ensure that safety needs are respected while maintaining accountability.

At a time when public trust in institutions is fragile, SB3322 offers a principled, balanced framework that strengthens civil liberties, supports ethical policing, and reinforces democratic values in Hawai'i.

For these reasons, the Stonewall Caucus of the Democratic Party of Hawai'i strongly supports SB3322 and respectfully urges the Committees to pass this important measure. Mahalo for the opportunity to submit this testimony and for your continued commitment to justice, transparency, and community trust.

Respectfully submitted,

Abby Simmons (she/her)
Chair
Stonewall Caucus of the Democratic Party of Hawai'i

SB-3322

Submitted on: 2/8/2026 10:41:01 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Susan B Roberts Emery	Testifying for Green Party of Hawai'i	Support	Written Testimony Only

Comments:

Aloha Chair Wakai, Vice Chair Chang, Chair Fukunaga, Vice Chair Lee, and honorable members of committee,

My name is Susan RobertsEmery, as Co Chair of the Green Party of Hawai'i , we stand in Strong Support of SB3322. Orwellian times have come to our neighborhoods and we must all stand united against the Federal overreach. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and agency responsible for the action.

A personal story that demonstrates this need, is when my 60 plus year old friend witnessed 2 school children and their father handcuffed to a fence in Colorado. As the crowds grew and my friend tried to see the face of one of the ICE agents , not by any contact, just standing in front of him, he began to take her down. She could feel his strength and his gun. He ended up throwing a 60 plus yr old woman, down a steep hill about 20 yds long. Other agents ran down and my friend was not shot, but she was terrified for her own civic duty , of trying to see the face of this masked ICE bully/ agent. She was not attempting to get a name and badge number , but that was fully within her rights! This happened in Oct 2025, the escalation has been ongoing since then, no one is safe.

The Green Party of Hawai'i, Supports SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.
Aloha Always,

Susan RobertsEmery

Green Party of Hawai'i

Paauilo



TESTIMONY IN STRONG SUPPORT OF SM3322, RELATING TO LAW ENFORCEMENT

SENATE COMMITTEES ON PUBLIC SAFETY & MILITARY AFFAIRS AND ENERGY & INTERGOVERNMENTAL AFFAIRS

February 10, 2026

To the Honorable Chairs and Members of the Committees:

The Democratic Party of Hawai'i **strongly supports SB3322**. This bill advances a simple but essential principle: law enforcement must be visible, identifiable, and accountable to the public it serves. When officers obscure their identities or operate without clear markings, public trust erodes and fear increases—especially in immigrant communities and other vulnerable populations. Transparency is not a threat to public safety; it is a foundation of it.

This measure appropriately limits the use of facial coverings, requires visible identification, and ensures marked vehicles, while preserving narrow, well-defined exceptions for undercover work, tactical safety, and health protections. These safeguards strike a careful balance between officer safety and the public's right to know who is exercising the power of the state.

The bill also establishes clear boundaries on civil immigration enforcement, reinforcing due process, judicial oversight, and constitutional protections. By limiting immigration enforcement in sensitive locations such as schools, health care facilities, places of worship, and courts, the bill protects access to essential services and ensures that residents can seek help without fear. These provisions enhance community safety by encouraging cooperation with law enforcement, not undermining it.

Importantly, the bill does not prohibit compliance with valid judicial warrants or lawful criminal investigations. Instead, it prevents unauthorized, discriminatory, or retaliatory enforcement practices and provides transparency through reporting and accountability mechanisms.

Hawai'i's strength has always been its people and its commitment to fairness, dignity, and the rule of law. This bill reflects those values by promoting trust, protecting civil rights, and clarifying the limits of governmental power.

Mahalo nui loa for the opportunity to testify in strong support of SM3322. Should you have any questions or require further information, please contact the Democratic Party of Hawai'i at legislation@hawaiidemocrats.org.

COMMUNITY ALLIANCE ON PRISONS

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Today's Inmate; Tomorrow's Neighbor



COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

COMMITTEE ON ENERGY AND INTERGOVERNMENTAL AFFAIRS

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Tuesday, February 10, 2026

3:07 PM

Room 325 and VIDEOCONFERENCE

STRONG SUPPORT FOR SB 3322 - VISIBLE IDENTIFICATION OF LAW ENFORCEMENT

Aloha Chairs Fukunaga and Wakai, Vice Chairs Lee and Chang and Members of both Committees!

My name is Kat Brady and I am the Coordinator of Community Alliance on Prisons, a community initiative promoting smart justice policies in Hawai`i for almost three decades. This testimony is respectfully offered on behalf of the 3,667 Hawai`i individuals living behind bars¹ and under the "care and custody" of the Department of Corrections and Rehabilitation on February 2, 2026. We are always mindful that 799 of Hawai`i's imprisoned male population are serving their sentences abroad -- thousands of miles away from their loved ones, their homes and, for the disproportionate number of incarcerated Kanaka Maoli, far, far from their ancestral lands.

Community Alliance on Prisons appreciates this opportunity to express our **STRONG SUPPORT for SB 3322** that requires officers to be visibly identifiable in public spaces and requires agencies to adopt policies

prohibiting immigration-based harassment/threats and unwarranted immigration-status verification. It creates “service-first” spaces, sets procedures for data collection/sharing and civil immigration enforcement, and requires body cam activation during ICE operations, and creates criminal offenses for improper facial coverings, lack of visible ID, and unauthorized civil immigration interrogation. It also requires clear policies on state/local cooperation with federal immigration enforcement.

This bill is crucial since there are so many scam around these days where people are contacted by phone, text, and email in order to scare them to send money. Please protect the most vulnerable in our community!

This is so important because...

ACCOUNTABILITY REQUIRES MORE THAN POLICY – it needs enforceable standards. Anonymous enforcement and “informal” interrogation create conditions for intimidation and abuse.

CLEAR COOPERATION POLICIES REDUCE INCONSISTENT PRACTICES ACROSS AGENCIES AND COUNTIES. This protects vulnerable residents from coercive questioning without due process.

THE BILL PROTECTS AGENCIES from liability and reputational harm.

As we have witnessed on the continent, unauthorized or untrained “interpretation/interrogation” increases the risk of misunderstanding and rights violations.

Policies alone often vary across agencies; enforceable baseline policies create consistency.

Hawai`i must ensure exceptions for legitimate protective gear and medical masks and we must define “unauthorized civil immigration interrogation” precisely to avoid confusion and misunderstanding.

For all these reasons, we strongly support the passage of SB 3322. We hope that the committees agree!

Mahalo for this chance to share our thoughts.

SB-3322

Submitted on: 2/8/2026 9:58:13 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Honolulu Hawaii NAACP	Testifying for NAACP	Support	Written Testimony Only

Comments:

The NAACP strongly supports SB 3322, which bans extreme masking by law enforcement, requires that officers visibly identify themselves, and limits state and county law enforcement's cooperation with federal immigration enforcement.

Across the nation, America is witnessing excessive violations of human and civil rights by immigration enforcement individuals. Unfortunately, these practices have made their way to our islands. These tactics create fear in our community and erode public trust of law enforcement. Additionally, there is a reasonable expectation that law enforcement will identify themselves and perform their duties in a respectful and lawful manner that promotes honor and builds trust. The State has a duty to prevent local law enforcement from being co-opted into federal law enforcement operations that violate due process, cause unnecessary harm to citizens, inflict hurt to our communities. This is an extreme overreach of respectful and appropriate collaboration between local, state, and federal law enforcement.

Mahalo for the opportunity to testify.

Sincerely,
Alphonso Braggs
President



FEBRUARY 10, 2026

SENATE BILL 3322

CURRENT REFERRAL: PSM/EIG

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kris@imuaalliance.org
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Kris Coffield,
President

David Negaard,
Director

Mireille Ellsworth,
Director

Justin Salisbury,
Director

Eileen Roco,
Director

Beatrice DeRego,
Director

Corey Rosenlee,
Director

Amy Zhao,
Policy and Partnerships Strategist

POSITION: SUPPORT

Imua Alliance supports SB 3322, relating to law enforcement, which prohibits with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties; requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement; prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status; and establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation.

Imua Alliance is a Hawai'i-based organization dedicated to ending sexual exploitation and gender violence, and combating all forms of systemic exploitation in our society. We have encountered numerous migrant survivors of sexual exploitation in our work, which is why we strongly support measures that advance community safety and survivor protections by reducing the harmful spillover of immigration enforcement into local institutions people rely on for protection, care, and due process.

An important protection for survivors and immigrant communities is banning the use of masking, face coverings that conceal identity, and other practices that prevent clear identification of immigration agents during enforcement actions. When federal agents operate in camouflage or without visible identification, it creates an atmosphere of fear and confusion that compounds trauma for trafficking survivors, discourages victims from seeking help, and undermines trust in institutions that are meant to offer safety and support.

The sense that agents could be "secret police" operating in neighborhoods, schools, or community spaces deters survivors from accessing critical services, reporting abuse by traffickers, seeking medical care, or engaging

with law enforcement on serious crimes, a documented chilling effect that contributes to further exploitation and isolation.

Some states and localities have already moved to increase transparency and accountability in immigration enforcement by limiting masking practices for federal agents. In California's 2025 "No Secret Police Act," the legislature adopted laws that prohibit certain federal and local law enforcement officers from wearing masks that hide their identities during enforcement operations, requiring clear identification by name or badge number except in narrowly defined safety situations. Additionally, proposals in cities like Denver have considered face-mask prohibitions for ICE agents as part of efforts to ensure that immigration enforcement does not resemble clandestine operations in community spaces.

At the federal level, bills like the No Anonymity in Immigration Enforcement Act of 2025 (H.R. 4004) would similarly require ICE agents to be identifiable during enforcement activities absent exigent circumstances, underscoring a growing bipartisan concern about transparency and accountability in immigration enforcement.

A ban of masking by law enforcement must be considered as part of our state's overall movement to defend against aggressive ICE enforcement operations, which endanger our community and are especially concerning for victims of exploitation, many of whom are trafficked migrants.

Trafficking survivors are uniquely harmed by escalating ICE raids and related abuses. For survivors of labor and sex trafficking, contact with law enforcement, courts, schools, hospitals, and service providers is already difficult due to trauma, language barriers, isolation, threats from traffickers, and fear of retaliation. When aggressive immigration enforcement expands—especially raids and “at large” arrests—survivors are less likely to report trafficking, cooperate with investigations, seek protective orders, access emergency shelter, or obtain medical care because they fear that asking for help could expose them or their family members to detention or removal. This directly benefits traffickers, who commonly use immigration status as a tool of coercion (“If you go to the police, you’ll be deported”). In short: when ICE presence and surveillance intensify, traffickers gain leverage, and survivor safety declines.

Recent reporting underscores how quickly enforcement tactics can scale and how that creates broader community fear. For example, national coverage in early 2026 described heightened enforcement operations and resulting backlash after fatal incidents involving federal agents in Minnesota—events that have amplified fear and mistrust, especially among immigrants and mixed-status families. Separately, investigative reporting described a nationwide “skip tracing” surveillance initiative launched in late 2025 to locate large numbers of immigrants using contractors and

technology, raising civil liberties concerns that matter deeply for trafficking survivors trying to stay safe from both exploiters and abusers.

2025–2026 data show a growing share of ICE targets have no criminal history. This measure is also necessary because current enforcement patterns increasingly sweep in people without criminal convictions.

- TRAC (Syracuse University) reports that 73.6% of people held in ICE detention had no criminal conviction as of November 30, 2025.
- A January 2026 analysis reported the number of detained individuals with no convictions or pending charges rose sharply—from 3,165 in February 2025 to 25,193 in January 2026, based on ICE data summarized by an independent fact-checking review.
- Reuters reported that since January 20, 2025, 27% of ICE arrests involved individuals without other criminal charges or convictions (as of March 2025), contradicting claims that enforcement is narrowly focused on serious offenders.

When enforcement expands beyond serious public safety threats, the predictable result is broader community fear, precisely the environment in which trafficking thrives.

Constitutional and legal foundations support state and local limits on immigration enforcement entanglement. This measure is consistent with well-established constitutional principles and case law recognizing that states and localities cannot be compelled to administer or enforce federal regulatory programs.

- Under the anti-commandeering doctrine, the federal government generally may not require state/local officials to carry out federal enforcement. This principle is grounded in Supreme Court precedent including *Printz v. United States* (1997) and later reaffirmations of anti-commandeering limits.
- Courts have also reinforced that immigration enforcement is a federal domain and that state action must be carefully cabined, often cited in debates about state/federal boundaries in immigration enforcement (e.g., *Arizona v. United States* (2012)).

Put simply: Hawai'i can protect public safety while maintaining clear boundaries that prevent immigration enforcement from chilling access to services and justice for survivors.

Similar approaches exist across the U.S. Many jurisdictions have adopted policies to limit state/local participation in federal civil immigration enforcement—often described as “sanctuary” policies—precisely because community safety depends on residents’ willingness to report crimes and seek help. The Congressional Research Service summarizes that such

jurisdictions typically limit assistance with federal civil immigration enforcement.

Examples include statewide frameworks like the California Values Act, SB 54 (restricting use of state/local resources for immigration enforcement in many circumstances) and TRUST-style limits on detention and cooperation, which have been widely adopted in various forms across states and cities. More recently, proposals and ordinances in places like New York State and New York City have continued this trend, seeking to curtail deputation agreements and ICE footprint in local facilities.

For trafficking survivors, the ability to safely access shelters, clinics, schools, and the courts can be the difference between escape and continued exploitation. This measure helps ensure that survivors can seek help without fear that the act of reporting abuse will trigger detention, family separation, or deportation. That improves cooperation with law enforcement against traffickers, strengthens prosecutions, and supports safer communities statewide.

With aloha,

Kris Coffield

President, Imua Alliance

SB-3322

Submitted on: 2/9/2026 11:54:54 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Tasman Kekai Mattox	Testifying for 50501 Hawaii and General Strike Hawaii	Support	Written Testimony Only

Comments:

We are writing in support of SB3322 which prohibits in most cases the use of facial coverings and requires visible identification by law enforcement officers, and limits unauthorized civil immigration interrogation. Acting as an agent of the government, of the public, there is no expectation of privacy, which is reserved for individuals operating in a private capacity. It is in the best interest of our constituents to ensure agents are identifiable in multiple ways. It is also important, considering the Los Angeles Police Chief Jim McDonnell's statement that he would not enforce an ICE mask ban, that this is properly enforced once implemented. Considering the uptick in ICE activity over the past year, it is also important that Hawai'i establishes clear policies regarding how federal immigration enforcement is allowed to act in our state, and that law enforcement officers cannot prolong a stop to inquire about someone's civil immigration status, which is unconstitutional according to Rodriguez vs. The United States. Mahalo in advance for ensuring transparency in law enforcement operation in Hawai'i.



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**Testimony of the Hawai'i Coalition for Immigrant Rights
In SUPPORT of SB3322
Relating to Law Enforcement
Hearing: Tuesday, February 10, 2026, 3:07PM (EIG/PSM), Room 224 & Videoconference**

Aloha Chairs Wakai and Fukunaga, Vice Chairs Chang and Lee, and Members of the Committees,

My name is **Liza Ryan Gill**, and I submit this testimony **on behalf of the Hawai'i Coalition for Immigrant Rights (HCIR) in strong support of SB3322**, which establishes clear identification and facial-covering standards, strengthens safeguards around state and county collaboration with federal law enforcement, and prohibits law enforcement from initiating or prolonging a traffic stop to inquire about a person's immigration status.

SB3322 strengthens public safety by preventing “secret policing” tactics and impersonation

Across the country, communities have raised urgent concerns about masked, unidentified agents conducting enforcement actions in public spaces—fueling fear, confusion, and the risk of escalation and violence. Hawai'i has also seen the impacts of federal immigration enforcement in our islands, including Kaua'i, and residents should never have to guess whether the person arresting and detaining someone is a legitimate immigration officer or a vigilante impersonator.

SB3322 addresses this directly by requiring visible identification—name, agency, and unique badge number—and by requiring agencies to maintain publicly available written policies and ensure training for officers on these requirements. These are basic, common-sense accountability measures that protect the public and protect officers by reducing dangerous confusion during fast-moving encounters.

The Minneapolis experience illustrates how anonymity in enforcement can escalate encounters, reduce accountability, and create widespread fear in communities—particularly among immigrant and other marginalized populations. Unbridled, unchecked power by federal officers acting without clear identification or accountability has contributed to these horrors on the continent, undermining civil liberties and eroding public trust. Masking and anonymity allow agents to act with impunity, obscuring their authority and making it harder for the public and local officials to assess whether enforcement actions are lawful or necessary—heightening the risk of unnecessary escalation, violence, and tragic outcomes. Hawai'i has the opportunity—and the responsibility—to prevent similar harms here by ensuring that enforcement in our communities is transparent, accountable, and subject to clear standards.



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Other jurisdictions have already enacted “No Secret Police” laws—Hawai‘i should not lag behind

Hawai‘i is not alone in pursuing this approach. California enacted the nation’s first statewide “No Secret Police Act” (SB 627), which prohibits most law enforcement officers—including federal immigration agents operating in the state—from wearing identity-concealing facial coverings during operations, with carefully defined exceptions (e.g., undercover work, medical masks, hazardous conditions). Similarly, California’s “No Vigilantes Act” requires any law enforcement officer operating in the state to visibly display identification that includes their agency and either their name or badge number. At the local level, Los Angeles County adopted an ordinance that requires visible identification and restricts masking by law enforcement operating in the County’s unincorporated areas.

These measures reflect a growing consensus: community safety and democratic accountability require that officers who exercise state power in public be identifiable, subject to meaningful oversight, and constrained by clear rules.

SB3322 advances real safety. When people fear law enforcement—or cannot identify who is acting under color of authority—they are less likely to report crimes, seek help, or cooperate with investigations. Transparent identification standards are also an anti-impersonation measure: they help the public and local officials distinguish legitimate enforcement from opportunistic bad actors.

Limits on Civil Immigration Authority

Just as importantly, Hawai‘i must ensure that state and county agencies are not drawn into federal immigration enforcement actions that tear families apart and destabilize communities. Clear limits on collaboration protect local priorities, preserve community trust, and keep public institutions focused on serving residents—especially in emergencies, schools, courts, and health settings. **SB3322** affirms that any civil immigration enforcement activity involving state or county participation must be based on documented, legal authority that prioritizes due process and judicial oversight.

SB3322 requires every law enforcement agency operating in Hawai‘i to adopt written policies governing the narrow and limited instances when officers may inquire about citizenship, immigration status, place of birth, or request documentation for civil immigration purposes.

Limiting immigration inquiries prevents pretextual stops and protects due process

This legislation sets an important limitation by prohibiting officers from initiating or prolonging a stop, detention, or arrest for the purpose of determining civil immigration status unless there is



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reasonable suspicion, based on specific and articulable facts, that the person is unlawfully present, and the inquiry is otherwise authorized by state law and agency policy.

This helps ensure that immigration inquiries are not used as a pretext to extend stops or detentions, and that individuals are not subjected to prolonged encounters with law enforcement based on vague or improper grounds. By clearly stating that reasonable suspicion may not be based solely on race, color, ethnicity, national origin, ancestry, language, accent, religion, manner of dress, presence in a particular location, or the exercise of constitutional rights, this section sends a strong and necessary message: racial profiling and discriminatory policing have no place in Hawai'i.

These protections are essential to ensuring that immigrant communities, communities of color, and religious minorities are not unfairly targeted. They also strengthen public safety by reinforcing trust between law enforcement and the communities they serve, making people more likely to report crimes, serve as witnesses, and cooperate with investigations.

When people fear that routine interactions with law enforcement may lead to questioning about their immigration status, they are less likely to seek help, report domestic violence, cooperate as witnesses, or call 911 in emergencies. **SB3322** helps prevent this chilling effect by setting clear, narrow limits on immigration-related inquiries and ensuring that enforcement is based on lawful, objective standards rather than appearance or background.

By protecting against discriminatory practices and pretextual enforcement, this section supports a policing model focused on real public safety priorities—not civil immigration enforcement.

Valid Judicial Warrants Required to Conduct Immigration Enforcement

This legislation is a critical protection against the misuse of public facilities to facilitate enforcement actions that infringe on constitutional rights. It prohibits state and local employees or agents from allowing federal immigration officers entry into nonpublic areas in state and local facilities for enforcement purposes absent a valid judicial warrant. This ensures that state and local facilities are not used to target individuals for engaging in activity protected by the First Amendment, or to facilitate federal immigration enforcement absent proper legal authority.

This provision reinforces the principle that public institutions should not become tools for surveillance, retaliation, or enforcement based on protected speech, religious practice, political activity, or immigration status. It ensures that enforcement actions respect constitutional boundaries and are subject to appropriate legal processes.

Conclusion



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For these reasons, HCIR respectfully urges you to **PASS SB3322**. Hawai‘i has the opportunity—and the responsibility—to affirm that secrecy and anonymity have no place in public-facing enforcement. Our communities thrive when families can live with dignity and without fear, and when government power is exercised with transparency and accountability.

Mahalo for the opportunity to provide testimony.

Liza Ryan Gill
Hawai‘i Coalition for Immigrant Rights (HCIR)



UNITE HERE!

Cade Watanabe, Financial Secretary-Treasurer

Gemma G. Weinstein, President

Eric W. Gill, Senior Vice-President

February 9, 2026

Senate Committee on Energy and Intergovernmental Affairs

Sen. Glenn Wakai, Chair

Sen. Stanley Chang, Vice Chair

And

Senate Committee on Public Safety and Military Affairs

Sen. Carol Fukunaga, Chair

Sen. Chris Lee, Vice Chair

Testimony in Strong Support of SB 2054, SB 2057, and SB 3322

Chairs Wakai and Fukunaga, Vice Chairs Chang and Lee, and Committee Members:

UNITE HERE Local 5 represents 10,000 working people in the hotel, food service and health care industries across Hawaii. The experiences of our sister locals elsewhere in the U.S., including Minneapolis, Los Angeles, and Washington DC, make clear to us that it is necessary to take action to rein in ICE and DHS across the country.

We do not want our union members, their families, or anyone else in our community to be targeted, terrorized, assaulted, kidnapped, or killed by government agents or anyone else. We do not want their rights to be violated. All people should be treated with respect and dignity.

We urge your support of SB 2054, SB 2057 and SB 3322. These measures are important steps toward greater accountability and safeguarding the most vulnerable people in our community.

Thank you.



Committee: Senate Committee Energy and Intergovernmental Affairs
Senate Committee on Public Safety and Military Affairs

Hearing Date/Time: Tuesday, February 9, 2026, at 3:07 PM

Place: Conference Room 224 & Videoconference

Re: **Testimony of the ACLU of Hawai'i in SUPPORT of SB 3322, Relating to Law Enforcement**

Dear Chair Wakai, Chair Fukunaga, and Committee Members:

The American Civil Liberties Union of Hawai'i (ACLU-HI) writes in **support of SB 3322**, which would prohibit secret policing tactics by limiting state and federal collaboration in immigration enforcement and requiring law enforcement officers operating in the state to be clearly identifiable.

In Minnesota and throughout the continent, we have witnessed President Trump's growing police force employ secret tactics, including ordering masked law enforcement agencies and military troops into cities. Federal agents are taking our immigrant neighbors. In Hawai'i, we have seen this occur in Kaua'i, for example.¹ Immigration enforcement has spiked in Hawai'i as compared to previous years: between January 20, 2025 and October 15, 2025, detainees nearly doubled, administrative arrests more than tripled, and detention stays nearly tripled, as compared to the same period in 2024.² We know that throughout the country, most people being held in detention have not been convicted of a crime.³

We are all less safe when masked agents are in our streets. Troops and secretive armed federal police in our streets create fear, making people afraid to show up to work, send their children to school, or go to the doctor. When people fear law enforcement, they are less likely to report crimes, seek help, or cooperate with law enforcement.⁴ We need

¹ Leonard, M. (2026, January 6). Hawai'i ICE arrests and detentions in 2025 spiked from year before. Honolulu Civil Beat. <https://www.civilbeat.org/2026/01/hawaii-ice-arrests-detentions-2025-far-exceed-2024/>

² Hausman, D. (2025). "U.S. immigration enforcement data." California Law Review Online, 16 (13).

³ Hausman, D. (2025).

⁴ Jácome, E. (2022). The effect of immigration enforcement on crime reporting: Evidence from Dallas. Journal of Urban Economics, 128, Article 103395, <https://doi.org/10.1016/j.jue.2021.103395>

to ensure that law enforcement agents are transparent, accountable, and trustworthy. We support that mask bans should apply to *all* law enforcement operating in the state—not just federal law enforcement.

The lack of identification makes it difficult for ordinary people, local law enforcement, and public officials to differentiate genuine law enforcement actions from impersonators exploiting the situation to harm our community members.⁵ It also makes it difficult to identify who is behind operations that may employ aggressive tactics, result in constitutional violations, or cause community harm.

We must also prevent our local law enforcement from being co-opted into federal law enforcement operations that are ripping our neighbors away from their families and hurting our communities. Our state and local policies should ensure our law enforcement agencies do not support this gross federal overreach.

It is our kuleana to protect our neighbors' rights to live without fear. For the above reasons, we respectfully request that you pass SB 3322.

Mahalo for the opportunity to testify.

Sincerely,



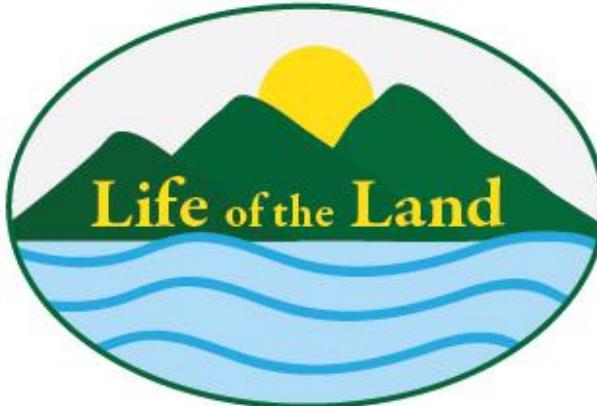
Mandy Fernandes
Policy Director
ACLU of Hawai‘i

The mission of the ACLU of Hawai‘i is to protect the fundamental freedoms enshrined in the U.S. and State Constitutions. The ACLU of Hawai‘i fulfills this through legislative, litigation, and public education programs statewide. The ACLU of Hawai‘i is a non-partisan and private non-profit organization that provides its services at no cost to the public and does not accept government funds. The ACLU of Hawai‘i has been serving Hawai‘i for over 50 years.

Wong, T.K., Shklyan, K., Isorena, A., & Peng, S. (2019). The impact of interior immigration enforcement on the day-to-day behaviors of undocumented immigrants. US Immigration Policy Center.

⁵ Desjardin, L., & Corkery, A. (July 27, 2025). Rise of ICE agents wearing masks creates opportunity for imposters to conduct crimes. PBS News. <https://www.pbs.org/newshour/show/rise-of-ice-agents-wearing-masks-creates-opportunity-for-imposters-to-conduct-crimes>

LATE



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COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Jarrett Keohokalole, Chair
Senator Carol Fukunaga, Vice Chair

COMMITTEE ON ENERGY AND INTERGOVERNMENTAL AFFAIRS

Senator Glenn Wakai, Chair
Senator Stanley Chang, Vice Chair

DATE: Tuesday, February 10, 2026

TIME: 10:00 AM

PLACE: Conference Room 229

SB 3326 Energy (Restructuring the HECO Companies) **COMMENTS**

Aloha Chairs Keohokalole & Wakai, Vice Chairs Fukunaga & Chang, and Members of the Committees

Life of the Land is Hawai`i's own energy, environmental and community action group advocating for the people and `aina for 56 years. Our mission is to preserve and protect the life of the land through sound energy and land use policies and to promote open government through research, education, advocacy and, when necessary, litigation.

An apples-to-apples comparison of average monthly residential energy bills may indicate that everyone in the U.S. pays too much, but it does not indicate that Hawaii is an outlier.

Hawaii has higher electricity rates than other states. **But, no one pays rates.** They pay bills.

Two items counterbalance Hawaii's high electricity rates. Hawaii per capita usage is the lowest in the nation due to our temperate weather and most Americans have a second residential energy bill.

The states with the largest share of all-electric homes in 2020 were Florida, at 77 per cent of homes, and Hawaii, at 72 per cent ... With its limited supply and distribution network, Hawaii has both the lowest total natural gas consumption in the nation and the lowest per capita consumption.¹

Over one-quarter of U.S. households use electricity as the only source of energy²

U.S. Household Energy Use (2020)	Percent
Only electricity	26
Only electricity and gas	55
only electricity and propane	5
only wood and electricity	3
only fuel oil and electricity	2
three or more types of energy	9

¹ U.S. EIA, State Energy Data System, Table C16, Natural Gas Consumption Estimates, Total and per Capita, Ranked by State, 2022

² (1) Hawaii Analysis (2025) U.S. Energy Information Administration
<https://www.eia.gov/states/HI/analysis>; (2) U.S. EIA, State Energy Data System, Table C11, Energy Consumption Estimates by End Use Sector, Ranked by State, 2022. U.S. Energy Information Administration
https://www.eia.gov/state/seds/sep_sum/html/rank_use.html; (3) New Report Shows what Americans Really Pay for Utilities (2025)
<https://www.doxo.com/w/insights/new-report-shows-what-americans-really-pay-for-utilities/>

1996 PUC Investigation on Restructuring HECO

The Public Utilities Commission instituted a proceeding to identify and examine the issues surrounding electric competition and to determine the impact of competition on the electric utility infrastructure in Hawaii in 1996. All docket files are available on the PUC website only for proceedings opened in or after 1998.

The parties and participants in docket no. 1996-0493 were HECO, MECO, HELCO, KIUC, Consumer Advocate, U.S. Department of Defense, Hawaii Counties excluding Honolulu, Life of the Land, DBEDT, AES-BP, Enserch Development Corporation; GTE Hawaiian Tel; Hawaii Renewable Energy Alliance, IBEW Local 1260; Puna Geothermal Ventures; Waimana Enterprises, and Association for Competition in Electricity.

Life of the Land advocated that the HECO Companies would become two independent companies. Shareholders would wind up owning a generation company and an energy delivery company.

HECO asserted, "Competition can be said to be potentially feasible if effective competition in the market is likely to develop, and the introduction of further competition is likely to decrease the cost of providing electric service to customers in Hawaii. These economic efficiency criteria, along with cost/benefit and policy considerations, can then be used to determine if competition (or further competition) is feasible and in the public interest."

"The analyses performed by HECO that are described in subpart C indicate that the Hawaii markets are too small and are likely to remain too concentrated to permit effective competition to develop or to permit multiple service providers to achieve

economics of scale in the markets. Given the conclusions stated above, HECO has not attempted to analyze the costs of implementing restructuring, which would be necessary to do a cost/benefit analysis, or the practical difficulties in restructuring the Hawaii markets to provide for a less concentrated generation market."

SB3326

SB3326 is built on several contestable assumptions and has several technical, economic, and legal weaknesses.

Over-optimistic causal chain: The bill assumes that legal/ownership unbundling of generation from T&D will itself “promote efficiency, innovation, transparency, and competition” and lead to more renewable deployment and lower rates. These skips over how resource adequacy, grid services, T&D planning, and cost allocation will actually be governed in Hawaii’s small, isolated systems, where textbook wholesale competition models are hard to implement.

No clear market design: The bill requires separation of ownership and control but does not define the new market structure: whether there will be an Independent System Operator Regional Transmission Organization (ISO/RTO, a single buyer, competitive bilateral markets, or administratively set tariffs for generators. Without this, the Legislature is mandating a corporate surgery without a functioning replacement market design.

Scale and system-size blind: The logic appears borrowed from large interconnected continental systems (Federal Energy Regulatory Commission-style unbundling, ISO markets) and then applied to Hawaii, which has small, islanded grids with limited participants and constrained interconnection. This raises a serious mismatch between the problem statement and the chosen remedy.

It assumes competition will be robust: The bill predicates benefit on “competition in electric energy generation services,” but on each island there are a limited number of developable sites, interconnection constraints, and already-signed Power Purchase Agreements (PPAs). The ownership separation may create transaction costs without material competitive pressure.

Assumes lower costs without quantification: Publicly available descriptions do not show any quantitative analysis of rate impacts, stranded cost magnitudes, or transaction/transition costs to ratepayers. The narrative asserts that efficiency and innovation will improve but does not compare those hypothetical gains to costs of restructuring, new regulatory overhead, and financing impacts.

Assumes more renewable deployment from unbundling alone: Hawaii already has aggressive RPS targets and heavy renewable penetration under a vertically integrated/PBR framework. The bill’s theory that unbundling is a precondition for “increased deployment of renewable energy resources” ignores that constraints are now more about grid stability, land use, social acceptance, and interconnection queues than about vertical integration per se.

Vague PUC mandate: The bill “requires the Public Utilities Commission to initiate the separation of ownership and control” but, in the public text summaries, does not specify: (1) timeline; (2) criteria for approving divestitures; (3) rules for asset valuation; or (4) how to treat stranded costs and undepreciated plant. That invites prolonged, litigation-heavy dockets and uncertainty.

Unclear treatment of existing PPAs and contracts: Hawaii has a large portfolio of long-term PPAs and cost-recovery mechanisms premised on integrated utility structures. The bill does not clearly explain whether the restructured T&D entity will step into

existing contracts, how risk will be reallocated, or whether renegotiation/termination rights are triggered, raising substantial legal and credit-risk questions.

No explicit coordination with existing Performance-Based Ratemaking (PBR) framework: Hawaii's PBR dockets and mechanisms already realign incentives away from rate-based growth and toward performance outcomes. The bill does not reconcile how its ownership separation directive interacts with existing Performance Incentive Mechanisms (PIMs), revenue caps, or cost trackers, raising the risk of overlapping or conflicting incentive structures.

Governance of system operations is not fully specified: If generation is separated, someone must do integrated resource planning, unit commitment, dispatch, and reliability coordination. The bill does not clearly define whether the Public Utilities Commission, a new independent system operator, or the T&D utility will be responsible, nor how neutrality will be guaranteed.

Stranded cost and credit impacts under-analyzed: Separation of generation and T&D will affect utility balance sheets, debt covenants, and credit ratings, which in turn affect borrowing costs and rates. The bill, as described, lacks a framework for: (1) How stranded fossil generation or uneconomic assets are valued and recovered; and (2) How to protect ratepayers from paying twice (through stranded-cost surcharges and new capacity payments).

Transaction cost and complexity risks: Experience in other jurisdictions suggests that restructuring requires expensive advisory, legal, information technology, and organizational changes; those appear unaccounted for in the legislative findings. For a small system like Hawaii, per-customer transaction costs are likely higher, weakening the premise that restructuring will reduce bills.

Financing new T&D and non-wires solutions: The bill leans on “expanded transmission and distribution investment” to unlock renewables, but does not address how an unbundled T&D monopoly with altered risk profile will finance large, lumpy grid upgrades, non-wires alternatives, or storage, nor how those costs will be allocated to different islands or customer classes.

New transmission corridors are costly. They take several years to develop. The regulatory process can be intense.

Taking and due process risks: Forced divestiture or forced functional separation of generation assets can raise takings arguments if the statute is read to compel sales at below-market values or under coercive conditions. The bill text, as summarized, does not clearly spell out protections, valuation standards, or recourse for investors.

Potential conflict with existing franchise obligations: Existing franchises and PUC orders were issued under a vertically integrated paradigm; abrupt statutory restructuring may conflict with prior regulatory commitments and expectations. This could invite litigation around whether the Legislature is retroactively impairing contracts.

Weak tailoring to Hawaii wildfire and resilience context: Given the Maui wildfire experience and concurrent vegetation-management legislation, a strong bill would tightly link structural reforms to wildfire risk reduction, resilience, and climate adaptation. SB3326’s findings, as reported, emphasize abstract efficiency and competition rather than concrete resilience outcomes or wildfire-specific governance reforms.

Insufficient comparative analysis: The measure appears to cite generic benefits of unbundling without acknowledging mixed results in other jurisdictions (e.g., volatility, market power, resource adequacy crises). A stronger analysis would distinguish what went wrong elsewhere and why Hawaii’s design would avoid those failures.

No explicit equity or affordability analysis: While it references protecting ratepayers and affordable service, there is no visible distributional analysis of bill impacts by income group, island, or customer class, nor any design for rate safeguards during transition.

Over-reliance on ownership separation as a proxy for good governance: The bill treats structural unbundling as the central lever for innovation and transparency, rather than addressing more direct tools such as enhanced PUC oversight, data-sharing mandates, open access interconnection rules, public planning processes, or targeted reforms to PBR mechanisms.

Mahalo

Henry Curtis
Executive Director



LATE

**TESTIMONY IN SUPPORT OF SB3322
RELATING TO LAW ENFORCEMENT**

Committee on Energy and Intergovernmental Affairs	Committee on Public Safety and Military Affairs
Sen. Glenn Wakai, Chair Sen. Stanley Chang, Vice Chair	Sen. Carol Fukunaga, Chair Sen. Chris Lee, Vice Chair

February 9, 2026

Dear Chair Wakai, Chair Fukunaga, and Members of the Committees:

The Legal Clinic (TLC) supports SB3322, which addresses critical issues at the intersection of law enforcement practices, public trust, and the rights of immigrant communities.

TLC co-leads the steering committee of the Campaign for Immigrant Justice alongside Hawai'i Coalition for Immigrant Rights (HCIR) and American Civil Liberties Union (ACLU) of Hawai'i. SB3322's provisions regulating the use of facial coverings by law enforcement, ensuring visible identification of officers, and limiting state and local participation in federal civil immigration enforcement are among the campaign's highest priorities.

These provisions help ensure individuals interacting with law enforcement can readily identify officers - a key element of responsible policing that promotes trust and reduces risk of impersonation or abuse. The bill also establishes sound policies governing state and county cooperation with federal civil immigration enforcement. It prohibits officers from prolonging stops to inquire about a person's immigration status and establishes guardrails around data sharing and enforcement activities in sensitive locations.

Clear identification standards for police and restraints on collaboration with federal immigration enforcement are essential to community trust and safety. SB3322 is an important measure that keeps Hawai'i's policing resources focused on Hawai'i's public safety priorities, and we urge your support.

Respectfully submitted on behalf of The Legal Clinic and Board President Dr. Amefil Agbayani,

Christina Sablan
Community & Policy Advocate



Fujiwara & Rosenbaum, LLLC
Alakea Corporate Tower
1100 Alakea St., Fl. 20, Suite B
Honolulu, Hawaii 96813

LATE

Senate Committee on Energy and Intergovernmental Affairs
Senate Committee on Public Safety and Military Affairs
Tuesday, February 10, 2026, TIME: 3:07 PM, Conference Room 224

Re: Testimony of Elizabeth Jubin Fujiwara in **Strong Support** of **S.B. 3322**, Relating to **LAW ENFORCEMENT**

Chair Wakai, Chair Fukunaga, Vice Chair Chang, Vice Chair Lee, and Members of the Committees:

As a civil rights attorney, I submit this testimony in strong support of S.B. 3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state and local cooperation with federal immigration enforcement.

I am in full agreement with this comprehensive bill, which addresses the unconstitutional conduct of ICE that is now encouraging our own law enforcement officers to violate the Hawai'i Constitution, one of the most protective charters of individual rights in the nation.ⁱ

Today, I would like to focus on one issue in particular: when local actors conduct immigration questioning without clear authorization or safeguards.

S.B. 3322 states in part, at pages 10–11:

§139-C Civil immigration status inquiries; documentation.(b) No law enforcement officer shall initiate or prolong a stop, detention, or arrest of a person for the purpose of determining the person's civil immigration status unless the officer has reasonable suspicion, based on specific and articulable facts, that the person is unlawfully present in the United States and the inquiry is otherwise authorized by state law and the agency's written policy.

A couple of weeks ago, I was driving back to my daughter's house after dinner at a restaurant in Ala Moana Center. As I drove past the corner of Queen Street and Ala Moana Boulevard, I suddenly encountered a roadblock.

Cars stretched bumper to bumper the entire length of the block, across all lanes going 'Ewa. At first, I assumed there had been a serious accident. But what I saw instead was more than a dozen police cars with their lights on, officers stationed everywhere. It was deeply intimidating.

I had no reason to feel that way. My safety check and registration were current. The car was fairly new and in perfect condition.

Then I noticed a handwritten sign that appeared to have been taped to one of the police cars, indicating a checkpoint.

Yet during the entire time I waited, not a single person was asked to step out of their vehicle for a field sobriety test, as you would expect to see at a DUI checkpoint on New Year's Eve or other holidays.

After a long wait, it was finally my turn at the front of the line. At first, I thought the officer was waving me through. He was not. He motioned for me to roll down my window, and I did. He approached the car closely, which I assumed was standard for a DUI stop. But then he began sweeping his flashlight throughout the interior of my vehicle, first scanning the passenger seat at length, then carefully checking the back seat. The car is a small Tesla Model 3. There was no reason to search it that way for a DUI stop.

Then it became clear: this HPD officer was looking for undocumented immigrants. Nothing else explained what was happening.

What these officers were doing was functioning as a proxy for ICE, short of breaking windows and pulling people from their vehicles. It was still unconstitutional.

This type of roadblock increases the risk of coercion and misunderstanding, particularly for individuals with limited English proficiency, and it erodes public trust in local government.

S.B. 3322 is a faithful exercise of the constitutional authority vested in this Legislature by the people of Hawai'i. It advances the rights guaranteed by Article I, Sections 2, 4, 5, 6, and 7 of the Hawai'i State Constitution. It exercises the discretionary cooperation authority granted by Article XVI, Section 5. It protects public safety, preserves community trust, and ensures that Hawai'i's resources serve Hawai'i's people.

I respectfully urge the Committees to pass S.B. 3322.

Thank you for your consideration.

Respectfully submitted,

Elizabeth Julian Fujiwara

Fujiwara & Rosenbaum

ⁱ Please see for further reference my testimony presented for this 33rd Legislature, 2026, incorporated herein by reference, regarding how these issues are affected by our Hawai'i Constitution: S.B. 2438, Relating to Civil Interference with Constitutional and Statutory Rights; S.B. 2057, Relating to Law Enforcement; S.B. 2054, Relating to Public Safety; H.B. 1839, Relating to Immigration; H.B. 2441, Relating to Campus Safety; S.B. 2145, Relating to Recording of Law Enforcement Activities; S.B. 2871, Relating to Discrimination.

SB-3322

Submitted on: 2/6/2026 8:33:44 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Glen Kagamida	Individual	Oppose	Written Testimony Only

Comments:

OPPOSE!!!

SB-3322

Submitted on: 2/6/2026 10:42:53 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Christian Kaakua	Individual	Support	Written Testimony Only

Comments:

My name is Christian, and I am a student in high school from Oahu, testifying in support of SB3322, advocating that federal law enforcement officers ought to be prohibited from wearing face coverings in public as a means for concealing their identity.

Not only as a kid, but as a citizen, I am horrified every single day when I watch the news. I see innocent people, mothers, children, and American citizens being unjustly taken off the streets. There is no basis for the actions of ICE. I am disturbed, disgusted, and terrified at the thought of what it means to live in America. As an Asian-American and Native Hawaiian, I realize I don't look like the majority of Americans, and I'm scared of what that could mean for me, given the current actions of ICE. I hope to move to the continent when I graduate from high school, yet I'm seriously reconsidering those plans because I do not feel safe here with the illicit actions of ICE.

For these reasons, this bill, SB3322, ought to be passed.

Thank you for your consideration.

SB-3322

Submitted on: 2/7/2026 8:29:20 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Elizabeth Kamida	Individual	Support	Written Testimony Only

Comments:

I STRONGLY SUPPORT SB3322 as a concerned citizen and as a member of Indivisible Hawaii. Mahalo.

SB-3322

Submitted on: 2/7/2026 8:53:36 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Dwight T. Martin	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

SB-3322

Submitted on: 2/7/2026 9:20:54 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Michelle Bonk	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State's preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I also support an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk.

SB-3322

Submitted on: 2/7/2026 10:53:06 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Rachel Howard	Individual	Support	Written Testimony Only

Comments:

I strongly support SB3322. I am a member of Indivisible Hawaii.

SB-3322

Submitted on: 2/7/2026 10:56:45 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Lois Langham	Individual	Support	Written Testimony Only

Comments:

It is outrageous that these people show up and do the unprofessional things they've been doing to members of our and other communities. Shame. They should not be masked, should have a displayed badge and clear identification. They've been known to act like goons and without id, how does one know if they aren't!

SB-3322

Submitted on: 2/7/2026 11:36:40 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Martha Nakajima	Individual	Support	Written Testimony Only

Comments:

I support this bill. Thank you. Martha Nakajima, Honolulu, member of Indivisible

SB-3322

Submitted on: 2/7/2026 11:42:00 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Tim Huycke	Individual	Support	Written Testimony Only

Comments:

As a retired police officer with 34 years of experience, I very strongly support SB3322 and urge its passage to improve public safety and accountability.

SB-3322

Submitted on: 2/7/2026 12:04:29 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kanani Kai	Individual	Support	Written Testimony Only

Comments:

Aloha.

I support this Bill.

1. **Accountability requires more than policy — it needs enforceable standards.**
2. **Anonymous enforcement and “informal” interrogation create conditions for intimidation and abuse.**
3. **Clear cooperation policies reduce inconsistent practices across agencies and counties.**
4. **This protects vulnerable residents from coercive questioning without due process.**
5. **It also protects agencies from liability and reputational harm.**

Mahalo.

Kanani Kai

Nenber Hawaii Indivisible

SB-3322

Submitted on: 2/7/2026 12:04:40 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Thomas Brandt	Individual	Support	Written Testimony Only

Comments:

Support.

SB-3322

Submitted on: 2/7/2026 12:19:44 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Younghhee Overly	Individual	Support	Written Testimony Only

Comments:

Thank you for this opportunity.

Younghhee Overly, a member of Indivisible Hawaii

SB-3322

Submitted on: 2/7/2026 12:54:35 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Alyssa Los	Individual	Support	Written Testimony Only

Comments:

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

My name is Alyssa Los and I am a citizen located in Makiki. I strongly support SB3322 and its companion bill HB2540, which establish requirements for visible identification by law enforcement officers and vehicles, set clear limits on civil immigration interrogation, and create consistent statewide standards for cooperation with federal immigration enforcement.

We have seen the horror, harm and pain that has occurred on the mainland and we can not let it happen here in Hawai'i. This bill is a critical step toward strengthening accountability and public trust. When law enforcement officers are clearly identifiable during public-facing enforcement, community members can distinguish legitimate officers from impersonators, understand who is exercising authority, and feel safer engaging during encounters. Visible identification promotes transparency, reduces confusion, and supports de-escalation—especially during high-stress or emergency situations.

SB3322 also addresses a real public safety concern by prohibiting the prolonging of stops solely to inquire about civil immigration status. Unnecessary detention increases the risk of profiling, escalates encounters that would otherwise be routine, and erodes trust between law enforcement and the communities they serve. When people fear that any interaction may turn into an immigration interrogation, they are less likely to report crimes, serve as witnesses, or seek help.

This bill further improves safety by reducing the risk of impersonation. Clear standards around uniforms, identification, and marked vehicles help protect both civilians and officers, particularly in situations where individuals falsely present themselves as law enforcement to intimidate or harm others.

Importantly, SB3322 does not prevent lawful policing or appropriate cooperation with federal authorities. Instead, it establishes clear boundaries and requires agency-level policies so expectations are consistent across the state. This clarity protects officers from being placed in legally ambiguous situations and ensures accountability when those boundaries are crossed.

By improving transparency, reducing unnecessary detention, and creating uniform standards, SB3322 and HB2540 support effective law enforcement while affirming Hawai'i's commitment to civil rights, public safety, and community trust.

For these reasons, I respectfully urge you to **pass SB3322 and HB2540**.

Mahalo for the opportunity to submit testimony and for your commitment to the people of Hawai‘i.

SB-3322

Submitted on: 2/7/2026 2:53:05 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Nancy D Moser	Individual	Support	Written Testimony Only

Comments:

Thank you

SB-3322

Submitted on: 2/7/2026 3:37:48 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Chuck Taylor	Individual	Support	Written Testimony Only

Comments:

The police should not hide behind masks. Citizens should be able to recognize who has performed in a responsible way and who has not.

SB-3322

Submitted on: 2/7/2026 3:39:05 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Peter Burns	Individual	Comments	Written Testimony Only

Comments:

SB2203/SB3322 Law Enforcement; Mask; Disguise; Prohibition

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Peter W. Burns

SB-3322

Submitted on: 2/7/2026 3:54:38 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Judith White	Individual	Support	Written Testimony Only

Comments:

Please support,

Judith White,

Member Kauai Indivisible

SB-3322

Submitted on: 2/7/2026 4:08:57 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
David Fukuzawa	Individual	Oppose	Written Testimony Only

Comments:

Dear Honorable Senator:

I respectfully oppose this bill. The federal government does not fall under the mandates of the state it falls under. The things this bill asks for are not subject to these mandates because they will dictate that it is for national security and once under that description, the US government can decide what is best for the application of said duty.

If the state wants this changed, they should use the congressional delegation to have the government changed to meet the ideals that they are asking for. Not create useless statues that cannot be enforced.

Sincerely,

David Fukuzawa

SB-3322

Submitted on: 2/7/2026 4:09:46 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Shay Chan Hodges	Individual	Support	Written Testimony Only

Comments:

I support: SB3322 (companion HB2540) — No Secret Police. Visible ID for law enforcement + limits on civil immigration interrogation.

I support this bill because it:

- Builds accountability and public trust by ensuring officers are identifiable during public-facing enforcement.
- Prevents confusion and impersonation risk; improves transparency and de-escalation.
- Reduces profiling and unnecessary detention by prohibiting prolonged stops solely to ask about civil immigration status.
- Creates consistent statewide standards through required agency policies.

Mahalo.

Shay Chan Hodges

SB-3322

Submitted on: 2/7/2026 6:22:44 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Roger Hamada	Individual	Support	Written Testimony Only

Comments:

I support SB3322.

Ironically, when this bill is signed into law, it will eliminate one difference that currently exists between ICE/CBP and Hitler's Gestapo; viz, the Gestapo did not wear masks.

However, I believe this will increase trust in law enforcement, rather than diminish it.

A sad statement of how the current DHS has distorted its mission and use of resources.

Thank you for receiving my testimony.

SB-3322

Submitted on: 2/7/2026 7:12:17 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Vivian S. Toellner	Individual	Support	Written Testimony Only

Comments:

I support this bill.

SB-3322

Submitted on: 2/7/2026 7:27:31 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Justin Hughey	Individual	Support	Written Testimony Only

Comments:

TO: Committee on Economic Development and Hawaii Around the World (EIG) CHAIR: Senator Carol Fukunaga DATE: Tuesday, February 10, 2026 TIME: 3:07 PM PLACE: Conference Room 224 & Videoconference

RE: TESTIMONY IN STRONG SUPPORT OF SB3322 – RELATING TO LAW ENFORCEMENT

Honorable Chair Fukunaga and Members of the Committee,

My name is Justin Hughey, and I am writing in strong support of SB3322. This landmark "No Secret Police" legislation is essential to preserving the trust between our community and the law enforcement officers sworn to protect it. By requiring transparency in officer identity and establishing clear boundaries for civil immigration enforcement, this bill ensures that Hawaii remains a place where civil liberties are prioritized over intimidation.

I support SB3322 for the following reasons:

1. Mandating Visible Identification and "No Secret Police"

SB3322 addresses the dangerous rise of unidentifiable policing. It requires that law enforcement officers acting under color of law in public spaces remain visibly identifiable at all times, with their faces unobscured and their names or badge numbers clearly displayed.

- Accountability: When officers are identifiable, they are more likely to adhere to professional standards.
- Safety: It prevents confusion and the risk of impersonation, ensuring residents know exactly who is exercising governmental power.

2. Protecting Sensitive Spaces and Minority Communities

Hawaii is home to over 250,000 immigrants who are a vital part of our islands' tapestry. SB3322 creates "service-first" protections in sensitive locations:

- Sensitive Places: It restricts civil immigration enforcement at schools, health facilities, shelters, and courthouses. No one should fear seeking a doctor or dropping their child off at school because of the presence of federal agents.
- Limiting Interrogations: The bill prohibits officers from prolonging a stop solely to inquire about a person's civil immigration status, directly combating the risk of racial profiling and unnecessary detention.

3. Data Privacy and Transparent Authority

SB3322 requires agencies to adopt policies that limit the collection and sharing of immigration-related personal data unless required by law. By ensuring that interagency data exchanges operate under auditable agreements, the bill prevents our local resources from being quietly co-opted for unlawful or retaliatory federal operations.

4. Criminal Accountability for Violations

Unlike many guidelines, SB3322 carries weight by establishing criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. This ensures that the protections in this bill are not merely suggestions, but enforceable standards.

Conclusion

Hawaii's values—and the spirit of Aloha—require us to stand for the dignity and safety of every resident, regardless of their status. When secrecy in policing produces fear and inequality, it leads to democratic backsliding. SB3322 is the necessary remedy to ensure openness and fairness in our islands.

I respectfully urge the committee to pass SB3322. Thank you for the opportunity to testify.

Mahalo,
Justin Hughey
Maui

SB-3322

Submitted on: 2/7/2026 10:27:21 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Francis Nakamoto	Individual	Support	Written Testimony Only

Comments:

Chairs Fukunaga and Wakai, Vice Chairs Lee and Chang and Members of the Committees on Public Safety and Military Affairs and Energy and Governmental Affairs

My name is Francis M. Nakamoto and I support SB 3322 which prohibits the use of State personnel to assist or cooperate with or allow resources to be used to facilitate federal agents engaged in operations that target individuals or entities for activities protected by the First Amendment of the United States Constitution or immigration enforcement operations.

In light of the horrendous history of unlawful, abusive, violent and unconstitutional behavior of ICE, CBP and other federal immigration enforcement agencies, the State of Hawaii can never be allowed to aid, abet or be accomplices with those agents in the violation of the persons, property and constitutional rights of Hawai'i residents.

Any appearance, if not actual commission, of State personnel assisting federal agent in depriving Hawai'i residents, whether citizen or not, of their constitutional and civil rights will irreparably undermine the relationship of trust between State personnel and law enforcement and the People they serve and protect.

On the contrary, State personnel and resources must be marshaled in anticipation of the impending surge of ICE/CBP agents to protect against the deplorable, unlawful tactics that they exhibited when they invaded Minnesota and elsewhere on the continent. Our 258,800 immigrants residing in Hawaii, including the undocumented, who have peacefully contributed to the social, cultural and economic value of Hawai'i, deserve all the protection we can provide, not be abused by overzealous federal agents with the help of State personnel and resources.

Please support SB3322.

SB-3322

Submitted on: 2/7/2026 11:05:17 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Lynn Otaguro	Individual	Support	Written Testimony Only

Comments:

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Lynn Otaguro, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Sincerely,

Lynn Otaguro

O'ahu, Hawaii

SB-3322

Submitted on: 2/8/2026 12:22:26 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Vanessa K Zepeda	Individual	Support	Written Testimony Only

Comments:

Aloha members of the

I am writing testimony to urge you to support SB3322 which prohibits the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties, as well as, requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. SB3322 also will prohibit law enforcement officers from prolonging a stop to inquire about a person's civil immigration status and will establish criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation.

It has never been more important for our state government to pass local legislature to protect our communities. The wearing of masks is not only dangerous, but encourages acts of violence not related to the DHS. It is also imperative for federal agents to be held accountable for offenses that blatantly violate our constitutional rights including due process and free speech. This accountability depends on agents not wearing masks.

Thank you for reading my testimony.

With aloha,

Dr. Vanessa K. Zepeda

SB-3322

Submitted on: 2/8/2026 1:27:14 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Robert Pollock	Individual	Support	Written Testimony Only

Comments:

SB2203/SB3322 Law Enforcement; Mask; Disguise; Prohibition

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature..

Thank you for the opportunity to testify on this important bill.

Robert Pollock

Kula

SB-3322

Submitted on: 2/8/2026 5:13:43 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Elizabeth Balutski	Individual	Support	Written Testimony Only

Comments:

I support this bill. By prohibiting law enforcement from wearing facial coverings, requiring physical ID of officers and their vehicles, setting rules on federal immigration cooperation, and prohibiting prolonged stops to ask about civil immigration status, this bill is important to protecting immigrant communities while building trust, accountability, and transparency.

SB-3322

Submitted on: 2/8/2026 7:10:09 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kehaulani Coleman	Individual	Support	Written Testimony Only

Comments:

Thank you

SB-3322

Submitted on: 2/8/2026 10:06:51 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Mala Wingerd	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is no precedent for this kind of “secret” force in the United States, and is only found in groups like the Ku Klux Klan. **The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.**

Senate Bill 2203 is a limited, focused **means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement**. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. ***I urge you to pass this out of committee, and to work for passage through the legislature.***

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

SB-3322

Submitted on: 2/8/2026 10:23:41 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
William Caron	Individual	Support	Written Testimony Only

Comments:

Aloha Chair, Vice Chair, and members of the committee,

I am testifying in strong support of SB3322, a common-sense and vital piece of legislation that advances transparency, accountability, and equal justice under the law. This bill addresses two interconnected pillars of public trust: the right of the people to know who is policing them, and the protection of individuals from being detained or interrogated based on discriminatory profiling rather than suspected criminal activity.

First, this bill ensures that every law enforcement officer engaged in public-facing enforcement is visibly identifiable. The simple requirement to display a nameplate and badge is a foundational element of democratic policing. It builds accountability, allowing the public to know who is acting under the color of state authority. It prevents confusion and the risk of impersonation, which enhances safety for both officers and the public.

Most importantly, it fosters transparency and aids in de-escalation; an officer who is identifiable is an officer who is accountable to the community they serve. There should be no “secret police” operating in our communities.

Second, SB3322 establishes crucial and consistent statewide standards to limit prolonged detention and questioning by law enforcement regarding a person’s civil immigration status. It prohibits officers from extending a stop, detention, or arrest solely to ask about immigration status unless such inquiry is directly relevant to the criminal investigation at hand.

This provision is a direct deterrent to racial and ethnic profiling. It ensures that local law enforcement resources are focused on public safety, not on enforcing federal civil immigration law in a manner that erodes community trust. When individuals fear that any interaction with police could lead to immigration interrogation, they cease reporting crimes, acting as witnesses, or seeking help, making all of us less safe.

By requiring law enforcement agencies to adopt clear, written policies on these standards, SB3322 provides essential guidance for officers and creates uniform expectations for the public across the state. It strikes the right balance, respecting the operational needs of law enforcement while firmly embedding the principles of transparency and equal protection into their daily practice.

This legislation is not anti-law enforcement; it is pro-community and pro-trust. It ensures that policing in Hawai‘i is conducted openly, fairly, and with the primary goal of safeguarding the rights and safety of every resident. I urge you to pass SB3322 to affirm that in our state, accountability is visible, and justice is blind to immigration status.

Mahalo for the opportunity to testify.

SB-3322

Submitted on: 2/8/2026 10:39:20 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Ron Brown	Individual	Support	Written Testimony Only

Comments:

Thank you for the opportunity to submit testimony on this important bill. Masking of ICE agents is an obvious attempt to intimidate anyone who stands in the way of the Trump administration's rush to establish fascist rule on the United States. The way to stop them is to block every effort they make and this bill is a small but critical part of the effort to do this; it throws sand into the evil machinery of oppression. Please support it!

SB-3322

Submitted on: 2/8/2026 10:46:30 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kathryn Peterson	Individual	Support	Written Testimony Only

Comments:

No masks!

SB-3322

Submitted on: 2/8/2026 10:52:11 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kealakai Hammond	Individual	Support	Written Testimony Only

Comments:

In SUPPORT of SB3322

Committee on Energy and Intergovernmental Affairs

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is [YOUR NAME], and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Sincerely,

Kealakai Hammond, Honolulu

SB-3322

Submitted on: 2/8/2026 11:15:43 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Bruce Wingerd	Individual	Support	Written Testimony Only

Comments:

I urge the passage of SB3322 to require agents of the Department of Homeland Security who may be operating in Hawaii to have NO face masks of any kind, which will aid Hawaii Law Enforcement with tools for identifying individual agents should they be in violation of law.

**Testimony of Jeremiah Brown
In SUPPORT of SB3322**

Committee on Energy and Intergovernmental Affairs
Senator Glenn Wakai, Chair
Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs
Senator Carol Fukunaga, Chair
Senator Chris Lee, Vice Chair

Hearing Date: Feb 10, 2026

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs:

My name is Jeremiah Brown, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

I am teacher who works with immigrant and migrant students and I am testifying as an individual. In recent months, we have witnessed scenes of masked, anonymous law enforcement agents violently detaining people with no due process or regard for their Constitutional rights. If this were happening in another country, we would call it what it is- a secret police force for a totalitarian regime, something that goes against the founding principles of our nation.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Sincerely,
Jeremiah Brown
Waialua, Oahu

SB-3322

Submitted on: 2/8/2026 11:26:40 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Karen Hester	Individual	Support	Written Testimony Only

Comments:

Like other law enforcement, no masking of ICE agents should be allowed. All ICE agents should also clearly wear a badge number and name. Hiding behind a mask shows just how most agents are scared of being liable for their lawless actions.

SB-3322

Submitted on: 2/8/2026 11:38:39 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Robert Sylvester	Individual	Support	Written Testimony Only

Comments:

Thank you for supporting this bill. No enforcement agencies should be allowed to wear masks in the performance of their duties. Our law enforcement officers have never felt the need to do so in the entire history of our country and to insist on the the need to do so now implies that that which ICE is engaged is blatantly unconstitutional! Immigration enforcement needs to be accomplished in accordance with our Constitution, not in defiance of it. I am a member of Indivisible.

SB-3322

Submitted on: 2/8/2026 11:40:06 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Christopher Davis	Individual	Support	Written Testimony Only

Comments:

Thank you for supporting this bill. I am a member of indivisible.

SB-3322

Submitted on: 2/8/2026 11:55:34 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Nancy Elmer	Individual	Support	Written Testimony Only

Comments:

Face coverings should not be worn by any law enforcement officials. I support his bill

SB-3322

Submitted on: 2/8/2026 12:10:21 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Amy Wake	Individual	Support	Written Testimony Only

Comments:

Testimony of Rev. Amy Wake

In SUPPORT of SB3322

Committee on Energy and Intergovernmental Affairs

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

Hearing Date: Feb 10, 2026

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Amy Wake, pastor of Wesley United Methodist Church in Kahala. I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322. Mahalo for the opportunity to provide testimony.

Thank you for your consideration,

Rev. Amy Wake

Wesley United Methodist Church

pastoramywake@gmail.com

SB-3322

Submitted on: 2/8/2026 12:11:28 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Roberta Baker	Individual	Support	Written Testimony Only

Comments:

Thank you for supporting this bill.

i am a member of Indivisible Hawaii.

SB-3322

Submitted on: 2/8/2026 12:56:32 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Stephanie Austin	Individual	Support	Written Testimony Only

Comments:

Please support this exceedingly important bill!

We must guard against the excesses we have seen elsewhere by insisting upon transparency and accountability!

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

SB-3322

Submitted on: 2/8/2026 12:57:46 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Nandita Sharma	Individual	Support	Written Testimony Only

Comments:

I strongly support SB 3322 for the simple reason that there should never be a law enforcement action taken by anyone wearing a mask and who is unidentifiable. We must always be able to visibly identify the law enforcement agent who is stopping, arresting, and detaining us. This is such an obvious indicator of a free society as to be scary that we are even debating this point.

This may seem like a cliché, but history will be watching how you vote for this. To not support this bill is to support tyranny over freedom and abuse of power over civil rights.

Support because:

- Builds accountability and public trust by ensuring officers are identifiable during public-facing enforcement.
- Prevents confusion and impersonation risk; improves transparency and de-escalation.
- Reduces profiling and unnecessary detention by prohibiting prolonged stops solely to ask about civil immigration status.
- Creates consistent statewide standards through required agency policies.

SB-3322

Submitted on: 2/8/2026 1:24:52 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kathryn Shawhan	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers. This anonymity also raises the serious threat of imposters in disguise of law enforcement which places enforcement at risk of credibility and possible disguised criminal activity against citizens.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Kathryn Shawhan

Kaneohe

SB-3322

Submitted on: 2/8/2026 1:29:07 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Estrella S Marin	Individual	Support	Written Testimony Only

Comments:

My name is Estrella Marin, I live here in Hawaii and support SB3322. By prohibiting with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties. Requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. Prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status. Establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. Passing this would make me feel safer in my community and also make me feel safer to have family vist and friends. I also am a volunterr with Indivisible of Hawaii.

SB-3322

Submitted on: 2/8/2026 2:08:37 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Mona Eisa	Individual	Support	Written Testimony Only

Comments:

Aloha Chair, Vice Chair and members of the Committee, I am writing you today in strong support of SB2203 (or SB3322), as it relates to law enforcement, both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties.

There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask.

There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Mahalo,

Mona Eisa, Honolulu, HI

SB-3322

Submitted on: 2/8/2026 2:30:12 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Jon Wayan	Individual	Oppose	Written Testimony Only

Comments:

Dear Chair and Members of the Committee,

I am writing to formally oppose SB3322, the proposed legislation restricting the use of face coverings in Hawai‘i.

This bill is unnecessary, overly broad, and risks harming the very people it claims to protect. Masks are used every day for legitimate, lawful, and often essential reasons—health protection, disability accommodation, caregiving, occupational safety, cultural practice, and personal privacy. SB3322 fails to adequately distinguish between criminal misuse and lawful personal choice.

Public safety is best served by enforcing existing laws that address criminal behavior directly, not by penalizing benign conduct or placing vulnerable individuals at risk. People who are immunocompromised, elderly, undergoing medical treatment, or caring for high-risk family members rely on masks as a basic preventive measure. Criminalizing or discouraging mask use undermines public health, personal autonomy, and disability rights.

Additionally, the bill creates unnecessary enforcement ambiguity. It invites selective enforcement, civil liberties concerns, and potential constitutional challenges while offering no clear evidence that such restrictions reduce crime or improve safety outcomes.

Hawai‘i has long valued compassion, individual dignity, and community well-being. SB3322 moves us away from those values by prioritizing fear-based policy over evidence-based governance.

I respectfully urge you to reject SB3322 and instead focus on targeted, effective solutions that address criminal activity without infringing on lawful personal freedoms or public health protections.

Thank you for your time and consideration.

Sincerely,

Jon Wayan Big Island

SB-3322

Submitted on: 2/8/2026 3:13:07 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
lynne matusow	Individual	Support	Written Testimony Only

Comments:

I strongly support this bill. What the Trump Administration is doing to our civil liberties is disgraceful. ICE and others have trampled on all of us, ignoring court orders, murdering citizens, kidnapping keiki, most of the time masked without any identification. Our police officers wear name identification. So should all the federal officers. Too bad we can't require them to pass a citizenship test showing their knowledge of the first amendment, among others. What Trump and his underlings are doing is making me ashamed of our country.

Please pass this bill expeditiously,, before they appear in high numbers on our shores.

Lynne Matusow

SB-3322

Submitted on: 2/8/2026 3:21:54 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Douglas Pickarts	Individual	Support	Written Testimony Only

Comments:

Testimony of Douglas Pickarts In SUPPORT of SB3322

Committee on Energy and Intergovernmental Affairs

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Douglas Pickarts, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

I testify as an individual with extensive experience working with immigrants and immigrant issues as an ESL teacher and as a Court Interpreter.

Accountability demands transparency. When anonymous enforcement is permitted in civil/law enforcement actions, public fear grows and legitimate operations become problematic. We have recently witnessed what can only be described as in-broad-daylight kidnappings, car jackings, and home invasions by heavily armed, masked "agents" with no visible identification.

This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action. This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. Anonymous apprehensions create a climate of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government and law enforcement.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Sincerely,

Douglas Pickarts

SB-3322

Submitted on: 2/8/2026 3:52:12 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Carla Allison	Individual	Support	Written Testimony Only

Comments:

Aloha Chairs Fukunaga & Wakai, Vice-Chairs Lee & Chang and Committee Members,

My name is Carla Allison, and I strongly support SB3322. Let's continue building public trust in Hawaii by ensuring all officers are visible and identifiable, thereby preventing the confusion and lack of transparency we are seeing in some states in our country. We want our state and county law enforcement agencies to establish statewide policies that are consistent and enforceable.

Please support SB3322.

Thank you for your consideration,

Carla Allison - Honolulu

SB-3322

Submitted on: 2/8/2026 4:39:56 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kathy Shimata	Individual	Support	Written Testimony Only

Comments:

I strongly support requiring officers working for the government to be easily identifiable. I thought it was common sense. Because we have witnessed anonymous violence, I have come to believe that Federal agents should be required to wear body cams. If an agent represents the government, our government, he/she must be held accountable for behavior on the job.

Please support SB3322.

Mahalo,

Kathy Shimata

SB-3322

Submitted on: 2/8/2026 4:52:15 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Mary Kathryn Afable	Individual	Support	Written Testimony Only

Comments:

Thank you for supporting SB3322.

SB-3322

Submitted on: 2/8/2026 5:58:46 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
alicia hedlesky	Individual	Support	Written Testimony Only

Comments:

02/08/2026
Committee on Energy and Intergovernmental Affairs
Senator Glann Wakai, Chair
Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs
Senator Carol Fukunaga, Chair
Senator Chris Lee, Vice Chair

RE: TESTIMONY IN SUPPORT OF SB3322

Dear Chair Wakai, Vice Chair Chang, Chair Fukunaga, Vice Chair Lee and Members of the Committees,

My name is Alicia Hedlesky, a resident of Moloa'a, Kauai and a member of Indivisible Hawaii. I am writing to strongly support SB3322 as one step to help protect the residents of Hawaii from federal overreach. What is happening on the mainland is horrifying, and we need to exercise as much state power as we can to prevent the same happening here. No masked agents rounding up people at schools, hospitals, courthouses; interrogations and detentions based solely on suspicions of race or immigration status; and no accountability whatsoever for egregious abuse and violations. The federal government will not protect the people and our rights, so we must do it as a state.

Thank you for your consideration and the opportunity to testify on this important issue,

Alicia Hedlesky

SB-3322

Submitted on: 2/8/2026 6:09:34 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kristen Kelly	Individual	Support	Written Testimony Only

Comments:

Prohibit face coverings and limit civil immigration stops

SB-3322

Submitted on: 2/8/2026 8:38:16 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Jasmine Balangitao	Individual	Support	Written Testimony Only

Comments:

Hi chair and committee members I'm writing to you in Strong Support of this bill. We need this for our state. Thank you, Jasmine Balangitao , Of Kaimuki

SB-3322

Submitted on: 2/8/2026 8:47:20 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Cynthia Verschuur	Individual	Support	Written Testimony Only

Comments:

To the Chair and members of the PSM/EIG committee,

I am strongly IN FAVOR of SB3322. Law enforcement should not be allowed anonymity through covering up with medical or other masks. They need to follow protocols that have always been in place. They need to have a badge, their names visible, and when asked should state their name and badge number. They need to be recognizable if videotaped so we can hold them accountable for their actions while serving in the line of duty.

Sincerely,

Cynthia Lahilahi Verschuur

12-7002 Kaiheenalu St # 4587

Pahoa, HI 96778

SB-3322

Submitted on: 2/8/2026 8:50:54 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Greg Puppione	Individual	Support	Written Testimony Only

Comments:

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

SB-3322

Submitted on: 2/8/2026 9:27:10 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Dina Shek	Individual	Support	Written Testimony Only

Comments:

I write in strong SUPPORT of SB 3322. This important bill promotes transparency and public trust by prohibiting law enforcement officers from wearing masks or disguises during public interactions. This bill allows for other protections for immigrants facing law enforcement actions.

Thank you for your consideration of this testimony in strong support of SB 3322.

SB-3322

Submitted on: 2/8/2026 9:39:28 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Carrie Ann Shirota	Individual	Support	Written Testimony Only

Comments:

Aloha Chairs, Vice Chairs and Committee Members:

My family and I support **SB3322 Relating to Law Enforcement**. This bill would require law enforcement to wear visible ID showing the agency they work for, and be banned from facial coverings with certain exceptions.

Additionally, this bill requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. These safeguards are necessary to prevent abuses of power and from using state and county resources to implement federal immigration policies rooted in xenophobia, racism, dehumanization and violence.

Please pass SB3322 Relating Law Enforcement.

Mahalo,

Carrie Ann Shirota

Honolulu, Hawaii 96813

SB-3322

Submitted on: 2/9/2026 2:33:13 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Deanna Espinas	Individual	Support	Written Testimony Only

Comments:

I submit my testimony in support.

SB-3322

Submitted on: 2/9/2026 6:05:54 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Richard S Velasquez	Individual	Support	Written Testimony Only

Comments:

no secret police in Hawaii

SB-3322

Submitted on: 2/9/2026 7:32:32 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Gail Morrison	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Gail Morrison

SB-3322

Submitted on: 2/9/2026 8:03:18 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kahala	Individual	Support	Written Testimony Only

Comments:

Aloha Chair, Vice Chair, and Members of the Committees,

I submit this testimony in strong support of SB3322.

SB3322 advances accountability, transparency, and public trust by requiring visible identification for law enforcement officers and their vehicles during public-facing enforcement. Clear identification reduces confusion, prevents impersonation, and supports de-escalation—benefiting both officers and community members.

The bill also protects civil liberties by prohibiting prolonged stops solely for civil immigration questioning and by requiring consistent statewide policies governing cooperation with federal civil immigration enforcement. These provisions help prevent profiling, unnecessary detention, and the erosion of trust that occurs when people fear routine interactions with law enforcement.

By setting clear, uniform standards, SB3322 strengthens public safety while upholding dignity and rights. I respectfully urge you to pass this important measure.

SB-3322

Submitted on: 2/9/2026 8:18:40 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
James E Raymond	Individual	Support	Written Testimony Only

Comments:

Thank you -- I am a member of Indivisible Windward.

SB-3322

Submitted on: 2/9/2026 8:25:49 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Doris Segal Matsunaga	Individual	Support	Written Testimony Only

Comments:

I stongly support this common sense bill to protect Hawaii from ICE and federal extremists

DSM in Waimea, Hawaii

SB-3322

Submitted on: 2/9/2026 8:57:54 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Ellen Carson	Individual	Support	Written Testimony Only

Comments:

i support this bill, as it will strengthen transparency, accountability, and community trust in law enforcement across Hawai‘i, and establish clear statewide standards for civil immigration enforcement to ensure due process, judicial oversight, and protections for sensitive locations.

SB-3322

Submitted on: 2/9/2026 9:23:55 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Joie Yonamine	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB3322 both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There should be no “secret” force in the United States. This tactic heightens fear in the public, interferes with accountability for officer misconduct, and allows for impersonation of law enforcement.

SB3322 is a limited, focused means to achieve greater transparency. The current administration has demonstrated an unwillingness or inability to abide by federal laws and judicial orders, and we need to ensure that we have local laws capable of protecting the people of Hawaii.

Thank you for the opportunity to testify on this important bill.

Joie Yonamine, Manoa

SB-3322

Submitted on: 2/9/2026 10:28:43 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Cynthia J. Goto	Individual	Support	Written Testimony Only

Comments:

Support

SB-3322

Submitted on: 2/9/2026 11:00:44 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Peter Wilson	Individual	Support	Written Testimony Only

Comments:

Aloha, My name is Peter Wilson and I live in Pahoa on the Big Island and I support SB3322. All law enforcement personnel should be easily identifiable by name and they should not be wearing facial coverings. Prohibits with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties. Requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. Prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status. Establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. I support SB3322

Thank you for listening to my opinion

Peter Wilson

SB-3322

Submitted on: 2/9/2026 11:01:47 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Bo Breda	Individual	Support	Written Testimony Only

Comments:

Aloha, My name is Bo Breda and I live in Pahoa on the Big Island and I support SB3322. All law enforcement personnel should be easily identifiable by name and they should not be wearing facial coverings. Prohibits with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties. Requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. Prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status. Establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. I support SB3322

Thank you for listening to my opinion

Bo Breda

SB-3322

Submitted on: 2/9/2026 11:04:52 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Michael Collat	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

NO SECRET POLICE!

Thank you for the opportunity to testify on this important bill.

Mahalo, Michael

SB-3322

Submitted on: 2/9/2026 11:07:31 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Calvin Black	Individual	Support	Written Testimony Only

Comments:

Transparency and accountability is essential for law enforcement operations, and it is abundantly evident that when deployed personnel believe they cannot be identified, they are more likely to be willing to break laws and policies, and violate the civil rights of people they are supposed to be protecting. History has shown us that if we do not enact safeguards against anonymous police forces, public trust and safety will degrade and the freedoms this country touts worldwide will be reduced into nonexistence. Nobody, whether US citizen or otherwise, should be afraid to exercise their first amendment rights to peacefully protest, and no law enforcement should be permitted to violate the rights of peaceful protestors or any other individuals or entities, including those who may not have citizenship or official status but by nature of being within US boundaries are guaranteed the same rights and protections. Preventing both state and federal law enforcement from obscuring their identities by prohibiting identity-obscuring face coverings and requiring the prominent display of credentials is critical now more than ever before. Thank you for supporting this bill.

SB-3322

Submitted on: 2/9/2026 1:17:41 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Lynda Suesue	Individual	Support	Written Testimony Only

Comments:

I am appalled by the unconstitutional and deadly use of force by ICE in the United States under this criminal, federal administration. Hawaii must RESIST by passing this bill to unmask ICE and all law enforcement in order to hold them accountable and protect Hawaii residents. I am a mother, grandmother, Clinical Social Worker and member of Indivisible Hawaii. Thank you for supporting this bill.

To: Hawaii State Senate Committees on Energy and Intergovernmental Affairs
And Public Safety and Military Affairs

Hearing Date/Time: Monday February 10, 2026, 3:07 PM

Place: Hawaii State Capitol, CR 224 & Videoconference

Re: Judith Ann Armstrong supports 3322 SB RELATING TO LAW ENFORCEMENT

Dear Chairs Senator Glenn Wakai and Carol Fukunaga, Vice Chairs Senator Stanley Chang and Chris Lee and members of the Committees on Energy and Intergovernmental Affairs and Public Safety and Military Affairs

I, Judith Ann Armstrong, am writing in strong support of SB3322 both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of "secret" force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 3322 is a limited, focused means to achieve greater transparency and provides a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State's preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise, officers could simply wear that type of mask all the time.

Mahalo for the opportunity to testify.

Sincerely,

Judith Ann Armstrong

SB-3322

Submitted on: 2/9/2026 1:29:53 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Sherry Pollack	Individual	Support	Written Testimony Only

Comments:

I support SB3322 that prohibits the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties. The prohibition on masked or obscured faces during civil immigration enforcement is a critical public safety safeguard. When armed officers operate in public spaces while concealing their identities, community members cannot readily distinguish between legitimate law enforcement and impersonators.

Requiring visible faces helps ensure that residents can assess credibility, comply appropriately with lawful orders, and seek help when needed, rather than retreating into fear or uncertainty. Banning masking also promotes accountability and de-escalation.

I urge the committee to pass this important measure.

Mahalo for the opportunity to testify.

SB-3322

Submitted on: 2/9/2026 1:50:18 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
DIANNE WINTER BROOKINS	Individual	Support	Written Testimony Only

Comments:

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of the Committee on Public Safety and Military Affairs.

My name is Dianne Winter Brookins, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

I am a recently retired attorney and a member of the Hawaii Coalition for Civil Rights (HCCR). I am testifying as an individual.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Sincerely,

Dianne Winter Brookins

SB-3322

Submitted on: 2/9/2026 2:01:34 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Karen A Valasek	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of "secret" force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State's preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Karen Valasek

**Testimony of Wendy Naomi Sodetani
In SUPPORT of SB3322**

Committee on Energy and Intergovernmental Affairs

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

Hearing Date: Feb 10, 2026

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Wendy Naomi Sodetani, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

I am testifying as a Hawai'i resident, a writer, and U.S. citizen of Japanese ancestry. My grandparents came here from Hiroshima seeking safety, opportunity and better lives for their children and future generations. I recently retired from a community health center in Kalihi serving primarily low-income, new immigrant and Pacific island migrant populations. The latter are legally entitled to live and work in Hawai'i and U.S. under the Compact of Free Association (COFA). I am heartbroken to hear that our patients and their families now live in fear of deportation and being torn from their families here, and stay home from work, from school and even their medical appointments. They hide from federal agencies like ICE and Customs and Border Protection who do not seek to protect, but terrorize our community, immigrants and citizens alike.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons and many more, I respectfully request that the Committee PASS SB3322. implore you to protect our precious island community and all who call it home. In Hawai'i, we are more than neighbors, we are 'ohana.

Mahalo for the opportunity to provide testimony.

Sincerely,
Wendy Naomi Sodetani
Kaimuki resident
naomisodetani@gmail.com
(808) 741-0555

LATE

SB-3322

Submitted on: 2/9/2026 3:10:18 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Jessica Kuzmier	Individual	Support	Written Testimony Only

Comments:

Aloha, I am writing in strong favor of SB3322 with some reservations. I believe the provision for medical masks is too vague, and could lead to a loophole that can be easily exploited.

Besides that, I believe codifying that it is against state law for law enforcement to be masked is a good idea. I strongly disagree with what I have seen with certain federal law enforcement masked up to the point where they are unidentifiable except for a rough description of demographics. I have always wondered how people would be able to distinguish between them and random criminals intending to do them harm. I certainly believe we should have our own state law on our side to protect our local police officers and our populace at large to require these individuals to be easily identified.

I also believe that they should be carrying identification, just as police officers do, so concerned citizens can write down badge numbers and similar identifying information. There is no reason why when carrying on street operations that are observable by the public as we have seen, that ICE and other federal officers should not be held to the same standards as our local police officers.

I also believe codifying into state law that there is a prohibition on inquiring about immigration status during any stops, arrests, interrogations or witness interviews, as this is a concern for federal law and should not be the purview of state and local law enforcement.

Mahalo for taking the time to consider my views.

LATE

SB-3322

Submitted on: 2/9/2026 3:24:53 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Alyce Dodge	Individual	Support	Written Testimony Only

Comments:

Testimony of Alyce Dodge

In SUPPORT of SB3322

Committee on Energy and Intergovernmental Affairs

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

Hearing Date: Feb 10, 2026

Aloha Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Alyce Dodge, and I submit this testimony **in support of SB3322**, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action.

We are all less safe when masked agents are in our streets. When people fear law enforcement, they are less likely to report crimes, seek help, or cooperate with law enforcement. Additionally, the lack of identification makes it difficult for ordinary people, local law enforcement, and public officials to differentiate genuine law enforcement actions from impersonators exploiting the situation to harm our community members. We remember Minnesota State Representative Melissa Hortman and her husband, who were killed by a the law enforcement imposter. Difficulty identifying and holding accountable the few agents who employ aggressive tactics that result in constitutional violations and cause community harm, makes all law enforcement look bad.

Law enforcement officers are public servants, who are paid with our tax dollars. We need to remember that their role is to serve the community and make things safer for everyone, not to terrorize and disrupt people who are going about their daily lives legally.

This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

As an educator and a concerned citizen, and for the reasons stated above, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Alyce Dodge

Honolulu, HI

alyce.dodge@gmail.com

SB-3322

Submitted on: 2/9/2026 4:55:57 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

LATE

Submitted By	Organization	Testifier Position	Testify
Jane Aquino	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of "secret" force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State's preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill. Jane Aquino

SB-3322

Submitted on: 2/9/2026 5:22:03 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

LATE

Submitted By	Organization	Testifier Position	Testify
Lily Troy MD	Individual	Support	Written Testimony Only

Comments:

I support NO MASK!
if can : must identify themselves

LATE

SB-3322

Submitted on: 2/9/2026 5:59:53 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Amanda Christie	Individual	Support	Written Testimony Only

Comments:

Testimony of Amanda Christie

In SUPPORT of SB3322

Committee on Energy and Intergovernmental Affairs

Senator Glenn Wakai, Chair

Senator Stanley Chang, Vice Chair

Committee on Public Safety and Military Affairs

Senator Carol Fukunaga, Chair

Senator Chris Lee, Vice Chair

Dear Chair Glenn Wakai, Vice Chair Stanley Chang, and members of the Committee on Energy and Intergovernmental Affairs; Chair Carol Fukunaga, Vice Chair Chris Lee, and members of Committee on Public Safety and Military Affairs.

My name is Dr. Amanda Christie, I am a current resident of Makiki, and I submit this testimony in support of SB3322, which establishes offenses related to improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation, and requires clear policies on state/local cooperation with federal immigration enforcement.

As a concerned individual, I have watched in horror as individuals across the United States have been accosted by armed and unidentified armed men and women in the streets. Additionally, as a community partner with the Hawai'i Coalition for Immigrant Rights and as a volunteer at the Legal Clinic, I have spent time pouring over state and local detention data over the last year, and I have learned that since January of last year, ICE detentions in Hawai'i have been on the rise (doubling and tripling) across the months. Many of these detainees are held for "immigration related" rationales (rather than for criminal warrants or criminal activity). This trend has left many in Hawai'i fearful of potential masked stops, searches, and detentions with no clear sense of who is attacking them and what rights they

are afforded. For example, just a few weeks ago a series of fake ICE posters threatening random searches were posted around my neighborhood, leading many residents in my community to respond with panic and concern. Although the threat turned out to be a hoax, the fear (and its underlying concerns over ICE's lack of transparency and the possibility of masked searches and seizures) are very real.

I am writing today to support SB3322. Accountability depends on enforceable standards. When identification rules are unclear—or when anonymous enforcement is tolerated—public fear grows and legitimate operations become harder. This bill sets clear expectations: in public-facing enforcement, individuals should be able to identify the officer and the agency responsible for the action. This measure also draws an important boundary around civil immigration interrogation. Immigration enforcement is a federal responsibility. When local actors conduct immigration questioning without clear authorization and safeguards, it increases the risk of coercion and misunderstanding—especially for people with limited English proficiency—and it undermines public trust in local government.

For these reasons, I respectfully request that the Committee PASS SB3322.

Mahalo for the opportunity to provide testimony.

Best,

Amanda Christie

LATE

SB-3322

Submitted on: 2/9/2026 8:24:12 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Krystal N Barnett	Individual	Support	Written Testimony Only

Comments:

Thank you! I'm a member of Indivisible Hawai'i.

LATE

SB-3322

Submitted on: 2/9/2026 9:54:06 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Tanya Dean	Individual	Support	Written Testimony Only

Comments:

Please support this bill to prohibit face coverings and require clear identification. Hawai'i must send a clear message that we will not tolerate unidentifiable officers to threaten the public's sense of safety and law and order.

Mahalo from a member of Indivisible Hawai'i

LATE

SB-3322

Submitted on: 2/9/2026 10:23:42 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kristen Dela Balazs	Individual	Support	Written Testimony Only

Comments:

Dear Chair, Vice Chair, and members of the committee,

My name is Kristen Dela Balazs, I live in the ahupaa of Maunalua, and I am testifying today in support of SB3322 because everyone in the community deserves safety and peace.

If police officers or other law enforcement agencies are able to carry out their duties without facial coverings and proper identification (with the exception of undercover operations), how will anyone be safe? As we have seen in Minneapolis, ICE agents are hiding their faces and killing United States American citizens, amongst many other heinous crimes.

Without this policy in place the public will be living in more fear than they already do. Without such accountability, law enforcement agencies will be able to get away with illegal actions. Furthermore, without this policy in place, civilians can pose as law enforcement and abduct or abuse anyone they want. No one is safe if law enforcement agencies are not held accountable and due process isn't followed.

Additionally, I strongly support that civil immigration activity should not be conducted at schools, health facilities, emergency or domestic violence shelters, or places of worship. However this list should also include consulates, locations for visa appointments, and the like. Every person deserves access to essential services, an education, safety, and the ability to legally and safely pursue visas, green cards, etc.

I urge you to not let what has been happening on the continent, especially Minneapolis, happen here in our islands. Please pass SB 3322!

Thank you for this opportunity to testify.

Kristen Dela Balazs

Maunalua

LATE

SB-3322

Submitted on: 2/9/2026 10:29:08 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Gaye Chan	Individual	Support	Written Testimony Only

Comments:

Law enforcement should never be masked. On a daily basis, we have seen aggressive, heavily armed masked persons snatching people off the street, subjecting them to excessive force, and even committing assassinations. Everyday people have no idea who these people are. Anyone can impersonate the range of clothing these ICE, CBP, etc agents wear. It is completely unacceptable that masking is even allowed.

LATE

SB-3322

Submitted on: 2/9/2026 10:42:18 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Paul Dela Balazs	Individual	Support	Written Testimony Only

Comments:

In complete support of SB3322.

LATE

SB-3322

Submitted on: 2/10/2026 12:56:13 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Jody Weidemann	Individual	Support	Written Testimony Only

Comments:

NO MASKS!

DHS/ICE/CBP should have to comply with standards and laws of all other law enforcement organizations.

LATE

SB-3322

Submitted on: 2/10/2026 1:12:33 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Dave Patrick	Individual	Support	Written Testimony Only

Comments:

As an individual citizen and as a member of Indivisible West Oahu, I support this Bill which will Prohibit, with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties. Requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement. Prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status. Establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation. We must do what we can to stop the steal of our democracy.

LATE

SB-3322

Submitted on: 2/10/2026 6:57:12 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Kathleen Dickson	Individual	Support	Written Testimony Only

Comments:

Understanding the safety issues and seeing the unconstitutional activities of ICE elsewhere, the state of Hawai'i must mandate that no masks may be worn by ICE or any law enforcement agency in our state AT ANY TIME.

LATE

SB-3322

Submitted on: 2/10/2026 9:44:24 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Aliza Gebin	Individual	Support	Written Testimony Only

Comments:

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of "secret" force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State's preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

With aloha,

Aliza Gebin

LATE

SB-3322

Submitted on: 2/10/2026 9:52:29 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Karen Kahn	Individual	Support	Written Testimony Only

Comments:

I strongly support SB3322, which would make it a misdemeanor offense for law enforcement to hide their faces. This is the action of a secret police force. It is totally against our values and is being used to intimidate, maim and murder US citizens as well as undocumented residents. It must stop now. This is a critical piece of Hawaii's preparations for dealing with a lawless federal government. The exception for using a medical mask should be amended to be limited to times when there is a declared public health risk related to airborne transmission of disease.



LATE

COMMITTEE ON ENERGY AND INTERGOVERNMENTAL AFFAIRS

Sen. Glenn Wakai, Chair
Sen. Stanley Chang, Vice Chair

COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS

Sen. Carol Fukunaga, Chair
Sen. Chris Lee, Vice Chair

HEARING:

Tuesday, February 10, 2026 at 3:07 pm | VIA VIDEOCONFERENCE | Conference Room 224
State Capitol
415 South Beretania Street

TESTIMONY IN SUPPORT - SB 3322, RELATING TO LAW ENFORCEMENT.

Chair Wakai, Chair Fukunaga, Vice Chair Chang, Vice Chair Lee, and Members of the Committee,

My name is Veronica Mendoza, Founding Executive Director of Roots Reborn and a founding coalition member of El Pueblo en Acción (EPA) Maui — *The People in Action Maui*. I am writing in **strong support of SB 3322**, which prohibits with certain exceptions, the use of facial coverings and requires visible identification by law enforcement officers and their vehicles in the performance of their duties, requires state and county law enforcement agencies to establish policies regarding state and county cooperation with federal civil immigration enforcement, prohibits law enforcement officers from prolonging a stop to inquire about a person's civil immigration status, and establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation.

Roots Reborn is a grassroots, multicultural immigrant-justice and disaster-response organization serving migrant and immigrant communities on Maui and beyond. Born out of the August 2023 wildfires, we immediately stepped in to move aid, navigate systems alongside families, and build the trusted relationships that still anchor our work today. What began as wildfire response has grown into essential infrastructure for immigrant communities facing overlapping crises—from recovery and housing instability to shifting federal policies, increased enforcement, and rising fear.

The trust we have built has given us proximity to hear stories that rarely reach these chambers. Families who survived the fires, who lost homes, who are still piecing their lives together, now live with the additional terror of being separated from their children, their spouses, their neighbors. Many are afraid to go to work or school, or even to seek necessary medical care. For fire survivors already navigating grief, displacement, and rebuilding, this new crisis lands on top of everything else. Recovery becomes impossible when fear is constant.

Since December 2024, we have been meeting this new man-made disaster head-on. Roots Reborn is a founding coalition member of EPA Maui, a rapid response network and tipline made up of allied



organizations and concerned community members. We exist because we believe an informed, calm community is a safer community.

Through this coalition, we have:

- Distributed over 3,500 flyers on constitutional rights
- Trained more than 700 community members through Know Your Rights workshops
- Delivered over 50 trainings to healthcare providers, social service organizations, business owners, faith communities, educators, and labor union leaders
- Processed more than 450 calls and texts through our tipline from community members concerned about federal enforcement activity
- Trained over 60 volunteer observers in verification, de-escalation, and peaceful documentation

For months we have seen video evidence of aggressive, heavily armed, masked federal agents subjecting people to excessive force, with no identifying tag or badge, refusing to identify themselves while violating people's constitutional rights to peaceably observe and document their behavior. These tactics heighten fear in the public and interfere with accountability for misconduct by the officers.

On Maui, we are witnessing an erosion of trust and an increase in fear. Community members are afraid to go to work and children are unable to go to school. We have heard stories from healthcare providers of patients forgoing critical care, and from faith leaders that people feel unable to attend religious services due to fear of confrontation by masked and unidentified federal agents. Trust in law enforcement of all kinds, even our local police departments, has eroded as a result. Coalition member organizations have been called upon to address the potential harms to victims of violent crime, especially women and children subjected to domestic violence, who are now afraid to ask for help from the local law enforcement officers who have a duty to protect them.

Senate Bill 3322 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawai'i by federal law enforcement. It is a small step to returning law enforcement in Hawai'i to public scrutiny and legal accountability.

Our trained observers do this work daily. We know that transparency enables accountability, and accountability rebuilds trust. We **urge you to support SB 3322** and to vote to pass it out of this committee.

Sinceramente,

A handwritten signature in black ink, appearing to read "Veronica Mendoza".

Veronica Mendoza

Maui Roots Reborn, *Founding Executive Director*
El Pueblo en Accion Maui, *Founding Coalition Member*

LATE

SB-3322

Submitted on: 2/10/2026 10:28:40 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Bridget Llanes	Individual	Support	Written Testimony Only

Comments:

Aloha,

I am writing in strong support of SB2203 (or SB3322) both personally and as a member of the Indivisible Hawaii State Network (IHSN). This bill creates a new misdemeanor offense for the use of a mask or personal disguise by a law enforcement officer in the performance of their duties. There are limited exceptions to account for masking or hiding identity for health reasons, undercover work and certain circumstances involving safety of the officer.

For months we have seen video evidence of aggressive, heavily armed federal agents snatching people off the street, subjecting them to excessive force, and now committing unjustified killings. During nearly all of these events the presumed agents are masked, with no identifying badge or tag. There is really no precedent for this kind of “secret” force in the United States, except the Ku Klux Klan. The tactic heightens fear in the public and interferes with accountability for misconduct by the officers.

Senate Bill 2203 is a limited, focused means to achieve greater transparency and provide a means of accountability for any injury or harm which may be inflicted on the people of Hawaii by federal law enforcement. It is a critical piece of our State’s preparations for dealing with a lawless federal government. It is a small step to returning law enforcement in Hawaii to public scrutiny and legal accountability. I urge you to pass this out of committee, and to work for passage through the legislature.

I do suggest an amendment to Section 2 (4)(a) regarding use of a medical or N95 mask. There needs to be a limitation of the exception to times where there is an airborne public health risk. Otherwise officers could simply wear that type of mask all the time.

Thank you for the opportunity to testify on this important bill.

Bridget Llanes

SB-3322

Submitted on: 2/10/2026 11:50:33 AM
Testimony for PSM on 2/10/2026 3:07:00 PM

LATE

Submitted By	Organization	Testifier Position	Testify
Lois Crozer	Individual	Support	Written Testimony Only

Comments:

Enables full disclosure of who these people are in case there are criminal actions that need to be held accountable. There MUST be accountability or we have a police state!! This is not who we are.

LATE

SB-3322

Submitted on: 2/10/2026 12:25:12 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Addie Berliner	Individual	Support	Written Testimony Only

Comments:

SB2203/SB3322 Law Enforcement; Mask; Disguise; Prohibition

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Addie Berliner

COMMITTEE ON ENERGY AND INTERGOVERNMENTAL AFFAIRS

Sen. Glenn Wakai, Chair

Sen. Stanley Chang, Vice Chair

COMMITTEE ON PUBLIC SAFETY AND MILITARY AFFAIRS

Sen. Carol Fukunaga, Chair

Sen. Chris Lee, Vice Chair

LATE

HEARING:

Tuesday, February 10, 2026 at 3:07 pm | VIA VIDEOCONFERENCE | Conference Room 224

State Capitol

415 South Beretania Street

TESTIMONY IN SUPPORT - SB 3322, RELATING TO LAW ENFORCEMENT.

Aloha Chair Wakai, Chair Fukunaga, Vice Chair Chang, Vice Chair Lee, and Members of the Committee,

My name is Christine Andrews and I am a long-term resident of Wailuku, Maui. I am also an attorney licensed in the state of Hawaii for over 25 years and a founding coalition member of El Pueblo en Acción (EPA) Maui — The People in Action Maui. I am writing in **strong support of SB3322**, which prohibits, with certain exceptions, facial coverings by law enforcement agencies to establish policies regarding cooperation with federal civil immigration enforcement; prohibits officers from prolonging a stop to inquire about a person's civil immigration status; and establishes criminal offenses for improper facial coverings, lack of visible identification, and unauthorized civil immigration interrogation.

I currently volunteer as a Know Your Rights and constitutional protector trainer and educator statewide. I have helped train teachers and students, business owners and union members, faith leaders and health care providers, parents and senior citizens on what their constitutional rights are, that these rights apply to all within the United States, regardless of citizenship status, and how to ensure these rights are not violated. I have also trained them how to prepare themselves, their staff, and their places of work and community service for interactions with federal agents.

The images we see on the news and social media of aggressive, untrained, and violent unmasked, unbadged persons attacking citizens and noncitizens alike is eroding trust in law enforcement and our government. In my capacity as a volunteer educator, I have heard concerns that victims of sexual and domestic violence, some of our most vulnerable community members, are afraid to call local law enforcement for assistance because they now do not trust law enforcement. I have heard from health care providers that fear of lawless, violent, unmasked and unidentified persons is making people afraid to leave their homes to seek necessary medical care.

As a lawyer with an understanding of the Constitution and who has taken an oath to uphold it and the rule of law, what I am witnessing nationwide is chilling. Seeing images of the murder of people engaged in lawful, constitutionally-protected activity has impacted my mental health. As a woman and mother, I am afraid of being targeted by unmasked, unbadged government agents or imposters. I am afraid that they will take my picture and find out who I am, where I live, and come to my house and harm not just myself but my loved ones. Just yesterday during a training I was conducting, an audience member asked what constitutional observers like me can do to protect themselves from being targeted by federal agents. I said that there really is not much we can do other than rely on our community, document the truth, and hope that the courts and the law will protect us as we peacefully engage in constitutionally-protected activity. Our fear is justified based on the unlawful and violent behavior we are witnessing from federal agents. That is why bills like this are so important.

Federal agents take photos of people and use name-recognition software to identify them. They take photos of license plates to learn the identity of and track constitutional observers as well as noncitizens. I would ask that this bill be amended to ensure that law enforcement does not use license-plate identifying or tracking technology. It

would be one protective step that could help protect not just me, I have chosen to assume the risk, but my family members who live with me. I should not have to fear hostile and lawless agents tracking my activities and endangering the community members I serve. The goal of the administration is to frighten people into silence. I almost hesitated to submit testimony in support of this bill for fear of retaliation. This is how far we have fallen in the direction of authoritarianism, that people like me fear speaking up for basic, civil protections such as unmasked and properly-identified federal agents. Fortunately, I am not alone. Recently, over 200,000 people participated in the No Kings Coalition held an Eyes on ICE: Document and Record national training call. Over 30,000 people have been trained as constitutional-observers in Minnesota since the federal “surge” there.

I am an educated, privileged, white person. I, like millions of others, have chosen to use my privilege to stand up for and protect my neighbors and community members. People like me are being killed for it. Yet I am undeterred by the deaths of Renne Goode and Alex Pretti. I am inspired, and millions are standing alongside me. The government agents who killed Alex Pretti felt empowered to engage in violence openly and with impunity because they felt protected from accountability because they were masked and unidentified. This bill provides important protection for volunteers like me and for community members who no longer trust their law enforcement agents of any kind.

I request that you support SB 3322 to help restore rule of law, instill respect on the part of law enforcement, and rebuild trust in government.

Thank you for siding with your community on this issue.

Mahalo,

Christine L. Andrews, J.D.
Wailuku, Maui

LATE

SB-3322

Submitted on: 2/10/2026 12:51:51 PM
Testimony for PSM on 2/10/2026 3:07:00 PM

Submitted By	Organization	Testifier Position	Testify
Joell Edwards	Individual	Support	Written Testimony Only

Comments:

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

My name is Joell Edwards, and I am a resident of Wainiha, Kaua‘i, a small business owner, community outreach worker with HCAN, and community advocate. I currently serve as Chair of the Kaua‘i County Democrats, but I am submitting this testimony in my personal capacity.

I am testifying in support of SB3322, a bill relating to law enforcement policies that helps increase transparency and accountability in how public safety officers operate in our communities. SB3322 would require law enforcement officers to use visible identification while on duty and limit the use of facial coverings that obscure their identity, except in narrowly defined circumstances. It also requires state and county agencies to establish clear policies on cooperation with federal civil immigration enforcement and prohibits officers from prolonging stops solely to inquire about a person’s immigration status. These provisions aim to protect individuals’ rights and strengthen trust between communities and those who are sworn to serve them.

For families in rural Hawai‘i like mine, clear identification by law enforcement and safeguards against unnecessary or prolonged immigration inquiries help promote community safety without fear or confusion. Ensuring that officers are identifiable and accountable fosters trust and improves public confidence in local policing practices.

I respectfully urge your support for SB3322.