



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
THIRTIETH LEGISLATURE, 2019**

ON THE FOLLOWING MEASURE:

H.B. NO. 1433, H.D. 1, RELATING TO ADDRESS CONFIDENTIALITY.

BEFORE THE:

HOUSE COMMITTEE ON FINANCE

DATE: Thursday, February 21, 2019 **TIME:** 1:30 p.m.

LOCATION: State Capitol, Room 308

TESTIFIER(S): Clare E. Connors, Attorney General, or
Christopher D.W. Young, Administrator, Hawaii Criminal Justice
Data Center

Chair Luke and Members of the Committee:

The Department of the Attorney General supports this bill.

On July 5, 2018, Governor David Ige signed Act 115, Sessions Laws of Hawaii 2018, known as the Address Confidentiality Program (ACP). No moneys were allocated within the Act. The Act was codified into Hawaii law in chapter 801G, Hawaii Revised Statutes. The ACP provides survivors of domestic violence, sexual offenses, or stalking with a substitute address to be used by state and local government agencies instead of their physical address to protect their physical address from inclusion in public records.

The Hawaii Criminal Justice Data Center (HCJDC) is assigned the responsibility of developing, implementing, and operating the ACP. HCJDC thoroughly reviewed chapter 801G and concluded that there is insufficient funding in HCJDC's current budget to properly implement or operate the ACP. HCJDC has begun developing policies, procedures, and forms using our current resources. Implementation and operation of the ACP is unlikely to occur without the funding provided in this bill.

The Department of the Attorney General respectfully requests the passage of this bill.

HB-1433-HD-1

Submitted on: 2/17/2019 5:03:22 PM

Testimony for FIN on 2/21/2019 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Younghi Overly	AAUW of Hawaii	Support	No

Comments:

Dear Chair Luke, Vice-Chair Cullen, and Members of Committee,

Thank you for this opportunity to submit a testimony in support of HB1433 HD1 which would appropriate funds for the State Department of the Attorney General to administer the Address Confidentiality program.

Address confidentiality for victims and survivors of domestic violence is a critical aspect of planning for long term safety. Protecting the location of a person who has left a violent relationship will promote long term safety and will likely reduce harassment, stalking attempts, and the day to day anxiety a person who has relocated experiences upon terminating the relationship. Appropriations to make this program a reality would be a gift to survivors of intimate partner violence and stalking and would show a commitment to protect citizens from offenders of violent crime. Hawaii would join the other 36 states that have a program like this in place.

Thank you for your consideration.

The American Association of University Women (AAUW) of Hawaii is a state-wide organization made up of six branches (Hilo, Honolulu, Kauai, Kona, Maui, and Windward Oahu) and includes just over 450 active members with over 1700 supporters statewide. As advocates for gender equity, AAUW of Hawaii promotes the economic, social, and physical well-being of all persons.

HB-1433-HD-1

Submitted on: 2/20/2019 10:27:57 AM

Testimony for FIN on 2/21/2019 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Carmen Golay	Hawaii State Coalition Against Domestic Violence	Support	Yes

Comments:

Dear Members of the Committee:

On behalf of the Hawaii State Coalition Against Domestic Violence (HSCADV) and our 23 member organizations across the state, I am submitting testimony in **STRONG SUPPORT of HB 1433HD1** which appropriates funds for two full time positions, operating costs, and equipment to support the Attorney Generals Hawaii Criminal Justice Data Center in administering the Address Confidentiality program.

Address confidentiality for victims and survivors of domestic violence is a critical aspect of planning for long term safety. Protecting the location of a person who has left a violent relationship will promote long term safety and will likely reduce harassment, stalking attempts, and the day to day anxiety a person who has relocated experiences upon terminating the relationship. Appropriations to make this program a reality would be a gift to survivors of intimate partner violence and stalking and would show a commitment to protect citizens from offenders of violent crime. Hawaii would join the other 36 states that have a program like this in place. We are grateful to the State Department of the Attorney General who has agreed to administer this vital service.

As stated above, HSCADV strongly supports HB 1433HD1.

Thank you for your consideration of our testimony.

Carmen Golay

Member Services Manager

HSCADV

Executive Director
Adriana Ramelli

ADVISORY BOARD

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Michael P. Matsumoto

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Nadine Tenn Salle, M.D.

Joshua A. Wisch

Date: February 21, 2019

To: The Honorable Sylvia Luke, Chair
The Honorable Ty J.K. Cullen, Vice Chair
House Committee on Finance

From: Justin Murakami, Manager, Prevention Education and Public Policy
The Sex Abuse Treatment Center
A Program of Kapi'olani Medical Center for Women & Children

RE: Testimony in Support of H.B. 1433 H.D. 1
Relating to Address Confidentiality

Good afternoon Chair Luke, Vice Chair Cullen, and members of the House Committee on Finance:

The Sex Abuse Treatment Center (SATC) supports H.B. 1433 H.D. 1.

Most sexual assaults are not committed by strangers, but by intimate partners, family members, and acquaintances. Moreover, sexual assault often does not occur in isolation, but can be one feature of a pattern of violence and intimidation between non-strangers that also includes physical abuse and stalking. In order to ensure their own safety and the safety of loved ones, survivors are sometimes forced to relocate in order to avoid further actual or threatened violence.

Unfortunately, modern search technologies and access to public records make it easy for perpetrators to find survivors' new addresses. This places survivors in harm's way and can complicate the difficult task of recovering from the trauma of sexual assault.

Address confidentiality programs enhance survivors' safety and privacy, providing them the means to shield their actual locations through the use of substitute addresses, and penalizing unauthorized disclosures of actual address information. According to the National Center for Victims of Crime, 36 other states have, to date, successfully implemented Address Confidentiality programs.

During the 2018 Legislative Session, Hawaii passed Act 115 which statutorily established an Address Confidentiality program in the Department of the Attorney General. However, funds were not allocated to support the program at that time. Without this financial support, it is our understanding that the Department will be unable to implement the Program or conduct its day-to-day operations.

By appropriating the funds needed by the Department to implement this important and life-saving program for the 2019 – 2021 fiscal biennium, passing H.B. 1433 H.D. 1 will help to ensure that survivors of sexual assault who are forced to relocate in order to escape their attackers are able to meaningfully recover their security and peace of mind.



TO: Chair Luke, Vice Chair Cullen, and Members of the House Committee on Finance

FROM: Ryan Kusumoto, President & CEO of Parents And Children Together (PACT)

DATE/LOCATION: February 21, 2019; 1:30 p.m., Conference Room 308

RE: TESTIMONY IN STROG SUPPORT OF HB 1433 – RELATING TO ADDRESS CONFIDENTIALITY

We urge you to support HB 1433 which appropriates funds for two full-time equivalent (2.0 FTE) positions, operating costs, and equipment to support the Attorney General's Hawaii Criminal Justice Data Center in administering the Address Confidentiality Program. This critical funding would enable us to join the 36 other states who have launched address confidentiality programs helping to protect victims of crimes such as sexual assault, domestic violence and stalking.

We thank the Department of the Attorney General for agreeing to administer this program. The funding in this bill would enable the creation of positions within the Department to support legislation that passed in 2018 to establish the program. The address confidentiality program will keep survivors safe and allow them to focus on putting the pieces of themselves and their lives back together to become healthy and whole again. All survivors deserve to be safe. All people deserve to be safe. With laws in place that help to protect their safety, we can all work together to help them triumph over trauma and focus on the positive future ahead.

Founded in 1968, Parents And Children Together (PACT) is one of Hawaii's not-for-profit organizations providing a wide array of innovative and educational social services to families in need. Assisting more than 18,000 people across the state annually, PACT helps families identify, address and successfully resolve challenges through its 18 programs. Among its services are: early education programs, domestic violence prevention and intervention programs, child abuse prevention and intervention programs, childhood sexual abuse support services, child and adolescent behavioral health programs, sex trafficking intervention, and community building programs.

Thank you for the opportunity to testify in **strong support of HB 1433**, please contact me at (808) 847-3285 or rkusumoto@pacthawaii.org if you have any questions.

HB-1433-HD-1

Submitted on: 2/20/2019 1:16:01 PM

Testimony for FIN on 2/21/2019 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Melodie Aduja	O`ahu County Committee on Legislative Priorities of the Democratic Party of Hawai`i	Support	No

Comments:

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HB-1433-HD-1

Submitted on: 2/21/2019 2:44:03 AM

Testimony for FIN on 2/21/2019 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Ann S Freed	Hawaii Women's Coalition	Support	No

Comments:



Aloha Chair Luke, Vice Chair Cullen and members,

As in previous testimony before the subject-matter committees we are in full support of this measure to fund the AG's office to administer an address confidentiality program to protect domestic violence victims from their perpetrators.

Mahalo

Ann S. Freed

Co-Chair, Hawaii Women's Coalition