

STAND. COM. REP. NO.

3093

Honolulu, Hawaii

MAR 20 2008

RE: H.B. No. 3016  
H.D. 3  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committees on Public Safety and Water and Land, to which  
was referred H.B. No. 3016, H.D. 3, entitled:

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

beg leave to report as follows:

The purpose of this measure is to assist and protect law  
enforcement officers of the Department of Land and Natural  
Resources Division of Conservation and Resources Enforcement  
Program in carrying out their duties.

Specifically, this measure authorizes, upon proper  
accreditation or credentialing, Division of Conservation and  
Resources Enforcement officers to carry and use electric guns  
while on duty and to appropriate funds to the Department of Land  
and Natural Resources to establish an accreditation or  
credentialing program, purchase the electric guns and related  
equipment, and to train the law enforcement officers.

Testimony in support of this measure was submitted by  
Department of Land and Natural Resources, Hawaii Government  
Employees Association, The Nature Conservancy, the Hawaii Rifle  
Association, and five individual citizens. Testimony in  
opposition of this measure was submitted by one individual  
citizen. Comments on this measure were submitted by the  
Department of Public Safety (PSD).



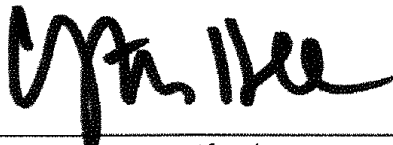
Your Committees find that providing a means for the law enforcement officers to successfully perform their job responsibilities is very important to protecting citizens of Hawaii and our natural resources. Providing the law enforcement officers with electric guns, rather than weapons with lethal force, enables the officers to do their jobs in a safe work environment.

The PSD has informed your Committees that while the measure allows the law enforcement officers in the Sheriff Division of the PSD to carry and use electric guns, it fails to allow investigators of the Narcotics Enforcement Division of the PSD to carry and use electric guns. The PSD suggests that both of its law enforcement divisions require the use of electric guns.

Accordingly, your Committees have amended this measure by allowing enforcement officers of the PSD, including investigators of the Narcotics Enforcement Division as well as law enforcement officers of the Sheriff Division, to carry and use electric guns.

As affirmed by the records of votes of the members of your Committees on Public Safety and Water and Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 3016, H.D. 3, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 3016, H.D. 3, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Public Safety and  
Water and Land,



CLAYTON HEE, Chair




WILL ESPERO, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Public Safety**  
**PBS**

Bill / Resolution No.:* <b>HB 3016 HD3</b>	Committee Referral: <b>PBS/WTL, WAM</b>	Date: <b>3-13-08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
SAKAMOTO, Norman	✓			
WHALEN, Paul				✓
<b>TOTAL</b>	<b>3</b>			<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;">   <b>Clarence K. Nishihara</b> </div>				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:* <b>HB 3016 HD3</b>	Committee Referral: <b>PBS/WTL, WAM</b>	Date: <b>3/13/08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
<b>Members</b>	<b>Aye</b>	<b>Aye (WR)</b>	<b>Nay</b>	<b>Excused</b>
HEE, Clayton (C)	/			
KOKUBUN, Russell S. (VC)	/			
FUKUNAGA, Carol	/			
TOKUDA, Jill N.				/
WHALEN, Paul				/
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Russell S. Kohl</div>				
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