

JAN 20 2017

A BILL FOR AN ACT

RELATING TO TRAINING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I

1
2 SECTION 1. Chapter 52D, Hawaii Revised Statutes, is
3 amended by adding a new section to be appropriately designated
4 and to read as follows:

5 "§52D- Bias and cultural competency training. (a) Each
6 police commission established pursuant to section 52D-1 shall
7 establish a training program that includes courses on cultural
8 competency, implicit bias, and racial and ethnic sensitivity.
9 Each police officer shall complete a minimum of hours of
10 training every years.

11 (b) For purposes of this section, "police officer" means
12 any public servant employed by a county, vested by law with a
13 duty to maintain public order or to make arrests for offenses or
14 to enforce the criminal laws, whether that duty extends to all
15 offenses or is limited to a specific class of offenses."



1 SECTION 2. Chapter 353C, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§353C- Bias and cultural competency training. The
5 department shall establish a training program that includes
6 courses on cultural competency, implicit bias, and racial and
7 ethnic sensitivity. Each public safety officer shall complete a
8 minimum of _____ hours of training every _____ years."

9 PART II

10 SECTION 3. Chapter 52D, Hawaii Revised Statutes, is
11 amended by adding a new section to be appropriately designated
12 and to read as follows:

13 "§52D- Police officers; training; persons with mental
14 disabilities; crisis intervention. (a) Each police commission
15 established pursuant to section 52D-1 shall ensure that every
16 full-time police officer receives crisis intervention training
17 relating to law enforcement interaction with persons with mental
18 disabilities. The training shall include, at a minimum, eight
19 hours of core instruction in the following:

- 20 (1) The causes and nature of mental illnesses and
21 developmental disabilities;



- 1 (2) How to identify indicators of mental disability and
2 how to respond appropriately in a variety of common
3 situations;
- 4 (3) Conflict resolution and de-escalation techniques for
5 potentially dangerous situations involving persons
6 with mental disabilities;
- 7 (4) Appropriate language usage when interacting with
8 persons with mental disabilities;
- 9 (5) Alternatives to lethal force when interacting with
10 potentially dangerous persons with mental
11 disabilities;
- 12 (6) Community and state resources available to serve
13 persons with mental disabilities and how these
14 resources can be best utilized by law enforcement to
15 benefit persons with mental disabilities; and
- 16 (7) The fact that a crime committed against a victim
17 because of an actual or perceived disability of the
18 victim is punishable by an extended term of
19 imprisonment pursuant to section 706-662(6)(b).
- 20 (b) Each police officer who completes the training
21 required by this section shall obtain written proof of



1 completion of the training pursuant to procedures adopted by the
2 applicable police commission.

3 (c) Each police commission shall establish policies
4 relating to interaction between police officers and persons with
5 mental disabilities or homeless individuals. The training
6 provided pursuant to this section shall be consistent with the
7 policies established pursuant to this subsection.

8 (d) The training required by this section shall be
9 completed no later than December 31, 2018, for police officers
10 employed prior to January 1, 2018, and within twelve months of
11 the date of employment for all other police officers.

12 (e) For purposes of this section, "police officer" means
13 any public servant employed by a county, vested by law with a
14 duty to maintain public order or to make arrests for offenses or
15 to enforce the criminal laws, whether that duty extends to all
16 offenses or is limited to a specific class of offenses."

17 SECTION 4. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on January 1, 2018.

19

INTRODUCED BY: *Clarence A. Mishkin* *D.C. Ent-As*
Dan Kelly
Mill



S.B. NO. 243

Report Title:

Police Commissions; Police Officers; Department of Public Safety; Public Safety Officers; Bias and Cultural Competency; Persons with Mental Disabilities; Crisis Intervention; Training

Description:

Requires police commissions to establish and police officers to complete training programs on cultural competency and implicit bias and racial and ethnic sensitivity. Requires DPS to establish and public safety officers to complete training programs on cultural competency and implicit bias and racial and ethnic sensitivity. Requires police commissions to ensure that all full-time police officers receive crisis intervention training related to interaction with persons with mental disabilities. Requires police commissions to establish policies for officer interaction with persons with mental disabilities and homeless persons.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

