

STAND. COM. REP. NO. **2576**

Honolulu, Hawaii

MAR 01 2018

RE: S.B. No. 2058

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2018  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
to which was referred S.B. No. 2058 entitled:

"A BILL FOR AN ACT RELATING TO PRIVATE DETECTIVES AND  
GUARDS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require review and approval by the Board of Private Detectives and Guards of any insignia to be used by detective agencies, guard agencies, private detectives, or guards; and
- (2) Prohibit detective agencies, guard agencies, private detectives, and guards from self-identifying as law enforcement officers, police, or police officers and from wearing or using any insignia capable of being associated with that of a law enforcement officer employed by a government law enforcement organization.

Your Committee received testimony in opposition to this measure from the Department of Transportation. Your Committee received comments on this measure from the Board of Private Detectives and Guards.

Your Committee finds that private detectives and guards in Hawaii have broad powers, including the powers to detain and



search individuals; however, they are not law enforcement officers. Therefore, members of the public should be able to clearly distinguish between these different groups. Your Committee further finds that establishing a clear distinction between private detectives and guards and law enforcement officers is important to maintaining public safety and confidence in law enforcement and reduce potential confusion amongst members of the public. Accordingly, this measure prohibits detective agencies, guard agencies, private detectives, and guards from wearing or using any badge, uniform, form of identification, emblem, equipment, vehicle, or other accoutrement capable of being associated with that of a law enforcement officer employed by a government law enforcement organization. Moreover, to ensure compliance with that prohibition, this measure requires the Board of Private Detectives and Guards to review and approve all such insignia that its licenses or employees of licenses wish to wear or use.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2058 and recommends that it pass Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Health,



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ROSALYN H. BAKER, Chair



