

JAN 22 2021

A BILL FOR AN ACT

RELATING TO STATE CAPITOL FACILITIES.

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

1 SECTION 1. The legislature finds that increasing threats
2 to public safety have warranted increased security measures at
3 many federal and state facilities such as capitol buildings.
4 These security measures designed to protect public visitors and
5 employees at high profile buildings include the installation of
6 protective barriers to safely manage crowds, metal detectors and
7 screening to prevent incidents of gun violence, as well as the
8 erection of vehicular barriers to prevent incidents such as the
9 bombing of Oklahoma City's Alfred P. Murrah Federal Building
10 that occurred in 1995.

11 The legislature finds that more than fifty years ago,
12 Hawaii's state capitol and the surrounding capitol district were
13 designed to stand as a proud symbol of Hawaii's state
14 government. It was intended for the design to provide easy
15 public access to elected officials, a value of great importance
16 to our democracy. However, ease of access must be tempered with



S.B. NO. 762

1 protecting against modern threats and preserving the safety of
2 visitors and those who work in the state capitol.

3 The legislature finds that currently there are no
4 meaningful security measures in place to restrict dangerous
5 crowds, weapons, explosives, or vehicular access at the Hawaii
6 state capitol.

7 The purpose of this Act is to ensure reasonable
8 preventative short-term and long-term measures to protect public
9 safety while also preserving public access at the Hawaii state
10 capitol, rather than wait for a tragic incident and loss of life
11 to occur before action is taken.

12 SECTION 2. The department of accounting and general
13 services, in consultation with the legislature and any agencies
14 responsible for security at the state capitol and Washington
15 Place, shall develop and implement an enhanced security plan
16 that:

- 17 (1) Allows for safely managing crowds in the state capitol
18 rotunda that may disrupt, impair, or threaten
19 operations in the house and senate chambers;
- 20 (2) Ensures safety at the state capitol by screening
21 visitors for weapons while preserving public access;



S.B. NO. 762

- 1 (3) Prevents unauthorized vehicular access to the current
2 underground state capitol parking garage by moving
3 public parking to a new location;
- 4 (4) Prevents surface-level unauthorized vehicular access
5 to the state capitol and surrounding grounds while
6 preserving the viewplanes and the historic character
7 of the capitol district; and
- 8 (5) Includes long-term plans and designs for a secured
9 underground public parking facility serving the state
10 capitol and other agencies with an above-ground mall
11 between Beretania Street, Punchbowl Street, and
12 Washington Place to allow additional safe space for
13 public gatherings, rallies, and events when the state
14 capitol and grounds must be secured; which shall
15 replace, in one or more phases, the unsecured above-
16 ground parking and asbestos-laden structure currently
17 occupied by the department of health; provided that
18 any plans developed and implemented pursuant to this
19 paragraph shall eliminate any elevated structures on
20 site to prevent elevated lines of sight into
21 Washington Place and the state capitol; provided



S.B. NO. 762

1 further that any plans developed and implemented
2 pursuant to this paragraph shall preserve and expand
3 the viewplanes and historic character of the capitol
4 district.

5 SECTION 3. The department of accounting and general
6 services shall submit to the legislature a report of its
7 findings and recommendations, including any proposed
8 legislation, regarding its progress on short-term and long-term
9 steps toward implementing the enhanced security plan, no later
10 than twenty days prior to the convening of the regular session
11 of 2022 and each session thereafter.

12 SECTION 4. Section 6E-34.5, Hawaii Revised Statutes, is
13 amended by amending subsections (b) and (c) to read as follows:

14 "(b) There is established the state capitol management
15 committee, which shall be composed of the following members or
16 their respective designees:

- 17 (1) The governor's chief of staff;
- 18 (2) The comptroller;
- 19 (3) The director of public safety;
- 20 (4) Two members of the senate as appointed by the
21 president of the senate;



S.B. NO. 762

- 1 (5) Two members of the house of representatives as
2 appointed by the speaker of the house of
3 representatives;
- 4 (6) A legislative officer of the senate appointed by the
5 president of the senate; and
- 6 (7) A legislative officer of the house of representatives
7 appointed by the speaker of the house of
8 representatives;

9 provided that for members appointed pursuant to paragraphs (6)
10 and (7), "legislative officer" shall have the same meaning as
11 that term is defined in section 88-21.

12 ~~[The chairperson of the state capitol management committee~~
13 ~~shall be elected by the committee members.]~~ The state capitol
14 management committee shall be co-chaired by a member of the
15 house of representatives appointed by the speaker of the house
16 of representatives from among the members of the house of
17 representatives appointed to the state capitol management
18 committee, and a member of the senate appointed by the president
19 of the senate selected from among the members of the senate
20 appointed to the state capitol management committee. The
21 department of accounting and general services shall provide



S.B. NO. 762

1 administrative support to the state capitol management
 2 committee; provided that the committee shall also receive fiscal
 3 analysis support from the department of budget and finance as
 4 the committee deems appropriate.

5 (c) The state capitol management committee shall meet at
 6 times and places as specified by a call of the [~~chairperson~~]
 7 chairpersons or a majority of the committee[~~, provided that the~~
 8 ~~committee shall meet not less than four times per calendar~~
 9 ~~year~~]. The state capitol management committee [~~shall~~] may
 10 prescribe rules, which shall not be subject to chapter 91, for
 11 its own management and governance. [~~Five members of the~~
 12 ~~committee shall constitute a quorum, and a quorum~~] A majority of
 13 those present may exercise all the power and authority conferred
 14 on the committee."

15 SECTION 5. Statutory material to be repealed is bracketed
 16 and stricken. New statutory material is underscored.

17 SECTION 6. This Act shall take effect on July 1, 2021.

18

INTRODUCED BY: 



S.B. NO. 762

Report Title:

State Capitol; Security; Public Safety; DAGS; State Capitol Management Committee

Description:

Requires the department of accounting and general services to develop and implement an enhanced security plan for the state capitol and surrounding grounds. Amends provisions regarding the internal governance of the state capitol management committee.

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

