Honolulu, Hawaii FEB 0 7 2025

RE: S.B. No. 1382

Honorable Ronald D. Kouchi President of the Senate Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

Sir:

Your Committee on Public Safety and Military Affairs, to which was referred S.B. No. 1382 entitled:

"A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD,"

begs leave to report as follows:

The purpose and intent of this measure is to specify that intentionally or knowingly causing bodily injury to a national quard member in the performance of duty is a class C felony.

Your Committee received testimony in support of this measure from the Department of Defense, Hawaii National Guard, and Honolulu Police Department

Your Committee finds that National Guard service members need legal protection during times of state emergencies and urgent domestic response situations. As local law enforcement confronts capacity challenges, National Guard members will be called to provide additional support during civil disturbances, especially in critical state emergencies.

The current law allows for individuals who cause bodily harm to National Guard service members to be charged with a misdemeanor. Your Committee acknowledges the testimony given at the public hearing on this measure by the Hawaii National Guard regarding its position that this penalty scheme is inadequate to protect its service members. This measure will authorize any intentional or deliberate act resulting in injury to National

Guard members to be classified as a class C felony, ensuring greater protection for service members and potentially deterring attacks.

As affirmed by the record of votes of the members of your Committee on Public Safety and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1382 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Public Safety and Military Affairs,



The Senate Thirty-Third Legislature State of Hawai'i

Record of Votes Committee on Public Safety and Military Affairs PSM

Bill / Resolution No.:*	Committee Referral: Date:				
SB 1382	PSM, JDC 1-31-25				
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR) Nay	Excused
ELEFANTE, Brandon J.C. (C)					<u> </u>
WAKAI, Glenn (VC)					
FUKUNAGA, Carol		V/			ļi
RHOADS, Karl		V/			<u> </u>
DECORTE, Samantha		<i>V</i>			
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TOTAL		\int	\mathcal{O}		
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signatur	e:			-	
Distribution: Original File with Committee Report Clerk's Office Drafting Agency Committee File Copy					
*Only <u>one</u> measure per Record of Votes					

Revised: 12/09/24