

**LAW ENFORCEMENT OFFICER INDEPENDENT REVIEW BOARD
FRIDAY, SEPTEMBER 10, 2021, 10:00 AM**

THIS MEETING WAS HELD AS A VIDEO CONFERENCE
PURSUANT TO THE GOVERNOR'S EMERGENCY
PROCLAMATION RELATED TO THE COVID-19 RESPONSE.
MEMBERS OF THE PUBLIC JOINED IN
THE ZOOM WEBINAR MEETING.

MINUTES

I. Call to Order; Public Notice; Roll Call and Quorum Determination.

The meeting was called to order by Board Chair Gary Yabuta.
Present were Board Members: Chair Gary Yabuta, Assistant Chair Barbara Richardson,
Lance Goto, Landon Murata, Judge Barbara Takase, Katy Chen, John Tam, and Dr.
Bettina Ackermann.

II. Public Testimony.

No Public Testimony Provided

III. Approval of Minutes for July 12, 2021 meeting

John Tam moved to approve the Open Session minutes for the July 12, 2021 meeting;
second by Landon Murata. Roll call vote taken – all voted in support of approving the
minutes. Open Session minutes approved.

Dr. Bettina Ackermann moved to approve the Executive Session minutes for the July 12,
2021 meeting; second by Katy Chen. Roll call vote taken – all voted in support of
approving the minutes. Executive Session minutes approved.

IV. New Business.

A. Report to the Legislature

Chair Yabuta explained that Act 163 of the 2016 State Legislature requires the
Board to review its activities and submit a report to the legislature of its findings
and recommendations, including any proposed legislation, no later than twenty
days prior to the convening of the 2022 regular session. The Chair invited
feedback, proposals, and recommendations for discussion on the report. The
report will be submitted for Board approval by December.

- B. Review case submissions
- C. Finalize recommendation letters
- D. Determine next case submissions for review

Landon Murata moved for board to go into executive session pursuant to sections 28-153(g), 92-5(a)(4), and 92-5(8) for the purposes of reviewing cases submitted to the board, finalizing recommendation letters, determining next cases for review at the next meeting, and to receive legal advice on the issue of in custody death cases. (Items IV(B), (C), and (D), and V(A)) Second by Assistant Chair Richardson. Roll call vote taken. Motion carried by unanimous vote. The board went into executive session.

V. OLD BUSINESS

- A. Discussion regarding in custody deaths

Landon Murata moved that based upon the advice of the Board's attorney, law enforcement agencies may be required to submit cases regarding in custody deaths to the Board for review if it falls within the definition of "officer-involved death" under HRS section 28-151. If the law enforcement agency has any questions, the agency should consult the agency's own attorney for advice. Second by Assistant Chair Richardson. Roll call vote taken. All voted in support of the motion. The Board will also send a letter to law enforcement agencies informing them of such.

Chair Yabuta provided a summary of action taken by the Board since May 2021. The Board has had 4 meetings since May 2021 and reviewed 12 cases.

- 2 written recommendations published
- 3 case reviews tabled
- 3 case reviews completed today
- 4 final written recommendations approved

- V. Adjournment.

Meeting adjourned.