

**LAW ENFORCEMENT OFFICER INDEPENDENT REVIEW BOARD
TUESDAY, DECEMBER 7, 2021, 9:00 AM**

THIS MEETING WAS HELD AS A VIDEO CONFERENCE
PURSUANT TO THE GOVERNOR'S EMERGENCY
PROCLAMATION RELATED TO THE STATE'S COVID-19
DELTA RESPONSE, DATED OCTOBER 1, 2021.
MEMBERS OF THE PUBLIC JOINED IN
THE ZOOM WEBINAR MEETING.

DRAFT 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, Judge Barbara Takase, John Tam, Katy Chen, Lance Goto, Landon Murata, and Dr. Bettina Ackermann. All members present in a non-public location with no other person present.

II. Public Testimony.

No public testimony provided. No written testimony submitted.

III. Approval of Minutes for November 2, 2021 meeting

John Tam moved to approve the Open Session minutes for the November 2, 2021 meeting; second by Landon Murata. Roll call vote taken. Motion unanimously carried. Open Session minutes approved.

Landon Murata moved to approve the Executive Session minutes for the November 2, 2021 meeting; second by Judge Barbara Richardson. Roll call vote taken. Motion unanimously carried. Executive Session minutes approved.

IV. Old Business.

A. Report to the Legislature

Minor revisions made to Part 1, second and third paragraphs, as well as page 3, second paragraph.

Recommendation #1 discussed. The revision suggested by the Department of the Attorney General regarding legal representation for board members was

discussed. The Board discussed replacing “may provide” with “shall provide” in Recommendation #1.

The Board discussed and identified which position each member fills under the authorizing statute and the appointing authority for each member on page 3 of the report.

The Board tabled voting on the final draft of the report, including revisions made during the meeting, until after executive session so the statistics on page 3 can include the submissions and recommendation letters completed during executive session.

V. New Business.

- A. Status of Recommendations
- B. Review case submissions
- C. Finalize recommendation letters
- D. Determine next case submissions for review

Landon Murata moved for the Board to go into executive session pursuant to sections 28-153(g) and 92-5(a)(4) for the purpose of discussing status of recommendations (Item V.A on the agenda), and pursuant to sections 28-153(g) and 92-5(a)(8) for the purposes of reviewing cases submitted to the Board, finalizing recommendation letters, and determining the next cases for review. (Items V. B, C, and D on the agenda.) Second by Judge Barbara Richardson. Roll call vote taken. Motion unanimously carried. The Board went into executive session.

After returning to open session from executive session, Landon Murata moved to return to executive session pursuant to sections 28-153(g) and 92-5(a)(8) for the purposes of determining the next cases for review. (Item V. D on the agenda.) Second by John Tam. Roll call vote taken. Motion unanimously carried. The Board returned to executive session.

When the Board returned to open session, it was reported that since May 11, 2021, the Board has had eight (8) meeting; reviewed eighteen (18) case submissions; issued seventeen (17) written recommendations; and published ten (10) recommendations.

Renee Sonobe Hong informed the Board that all legislative proposals are reviewed by the Department of the Attorney General (Department). Should legislative proposals regarding the Board be introduced, including Recommendation #1 in the Board’s legislative report, any and all bills would be reviewed by the Department. The Department had recommended “may provide” for Recommendation #1, and the Board will submit the recommendation as “shall provide.” The Department will independently review all bills.

John Tam moved to approve the Legislative Report as final. Second by Judge Barbara Richardson. Roll call vote taken. All voted to approve, except Landon Murata who abstained. Motion carried.

V. Adjournment.

Meeting adjourned.