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COUNTY COUNCIL

COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

December 11, 2023

Mr. John Pelletier, Chief
Department of Police
County of Maui
Wailuku, Hawaii 96793

Dear Chief Pelletier:

SUBJECT: BILL 88 (2023), AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT HOMELAND SECURITY INVESTIGATIONS (DRIP-5)

Thank you for allowing your staff to participate in a discussion with the Prosecuting Attorney and various immigration community advocates relating to Bill 88.

May I please request your response to the following:

1. Please provide a copy of the current Memorandum of Understanding ("MOU") between the County of Maui and the U.S. Immigration and Customs Enforcement Homeland Security Investigations authorizing certain Maui Police Department ("MPD") officers to be deputized as Homeland Security Investigations Task Force Officers ("TFOs").
2. Please describe the differences between the current MOU and Bill 88. Why is a new MOU needed?
3. Please provide a cost-benefit analysis of the current MOU for the entirety of its implementation.

4. Please provide all data available related to the effectiveness of the current MOU, including how many investigations have been initiated, the general subject matter of each investigation (e.g., drugs, trafficking, weapons, etc.), and the overall status of the investigations (e.g., date initiated, ongoing/suspended/abandoned, date concluded, and number of convictions).
5. Please state the names of all MPD officers currently deputized as TFOs, including the names of the MPD officers the department seeks to deputize under the new MOU.
6. Who in your Department is responsible for managing the MOU?
7. Please describe the information MPD's TFOs are authorized to collect about the subject of an investigation. What type of information must be shared with the Federal government under the current and new MOU?
8. Please describe how MPD's TFOs are paid. Is their compensation paid by the Federal government or the County? Are MPD's TFOs paid overtime? If so, are County tax dollars used to pay for any part of that overtime?
9. Please describe the scope of federal law MPD's TFOs are deputized to enforce.
10. Please describe the training provided to MPD's TFOs to ensure that they act solely within their deputized authority.
11. Please describe what wellness protocols are in place for MPD's TFOs, if any.

May I further request your written response by **December 27, 2023**. To ensure efficient processing, please transmit your response to drip.committee@mauicounty.us and include the relevant Committee item number in the subject line of your response.

Chief John Pelletier
December 11, 2023
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Should you have any questions, please contact me or the Committee staff (Paige Greco at ext. 7660, or Maria Leon at ext. 7866).

Sincerely,

A handwritten signature in black ink that reads "Tamara A. M. Paltin". The signature is written in a cursive, flowing style.

TAMARA PALTIN, CHAIR
Disaster, Resilience, International
Affairs, and Planning Committee

drip:ltr:005apd02:pmg

cc: Mayor Richard T. Bissen, Jr.
Deputy Police Chief