



POLICE COMMISSION
COUNTY OF MAUI
WAILUKU, MAUI, HAWAII

MEMBERSHIP

The Maui County Police Commission consists of nine members. All members are appointed by the Mayor and confirmed by the County Council. All appointed members serve for staggered terms of five years.

All members volunteer their services and receive no compensation. A Chair and Vice Chair are elected annually by members of the Commission.

POWERS, DUTIES AND FUNCTIONS

The Commission shall appoint and may remove the Chief of Police in accordance with the Charter of the County of Maui; adopt such rules as it may consider necessary for the conduct of its business and regulation of the matters committed to its charge by law; review and submit to the mayor the department's request for an annual appropriation of the operation of the department; receive, review and investigate any charges brought forth by the public against the conduct of the department or any of its members and submit a written report of its findings and recommendations to the Chief of Police for the Chief's disposition; and to have such other powers and duties as may be provided by law.

ADMINISTRATIVE STAFF

In addition to its nine members, the Commission has a secretary and independent investigators who are on contract to the Commission.

WHO MAY LODGE A COMPLAINT?

A complaint may be lodged by any person who has been aggrieved in some way by an on-duty police officer or off-duty police officer, or employee of the Maui Police Department who acts under Color of Authority (i.e., where officers show their badge). The complaint must be lodged by the aggrieved person or any person who has direct knowledge of any misconduct on the part of an officer or employee of the Police Department. If the individual aggrieved is a minor or adjudged to be incompetent, the complainant may be represented by the individual's legal representative.

HOW IS A COMPLAINT LODGED?

The complainant must register his/her complaint within 60 calendar days from the date of the incident with the secretary of the Police Commission, 55 Mahalani Street, Wailuku, Hawaii 96793, Monday through Friday, 7:45 a.m. until 4:30 p.m. A complaint may also be filed with the District Commander or any Police Commissioner.

Complaint forms must be filled out by the complainant and the statement of the complaint must be notarized. Complaint forms are available at the various police substations throughout the County of Maui. Complaint forms will be mailed to the complainant upon request. Please call the Office of the Police Commission at (808) 244-6440 to request a form.

WHAT HAPPENS AFTER THE COMPLAINT IS LODGED?

The complaint will be classified according to the nature of the alleged misconduct (e.g., Use of Force, Discourtesy, Harassment).

The case is then assigned to the Police Commission Investigator who will seek to obtain a statement from the accused Police Department personnel and all available witnesses to the incident.

The Commission will accumulate arrest reports, citations, medical reports or any other documents which are pertinent to the investigation. If necessary, sketches will be drawn and photographs taken.

The members of the Commission will meet and deliberate on the case to decide whether or not there is sufficient evidence to sustain the allegation(s).

The complainant and accused Maui Police Department personnel are notified of the decision by a formal letter signed by the Commission Chair.

A copy of the investigative report and the Commission decision are forwarded to the Chief of Police.

REMEMBER

The complaint procedure is here to help you, but it relies on you to file the complaint. Be assured that your complaint will be dealt with fairly.

THE RIGHTS OF THE OFFICER

In any investigation, the Police Commission also considers the rights of the police officers.