

PROPOSED

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# A BILL FOR AN ACT

RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 353F-3, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "[~~f~~]**§353F-3**[~~}]~~ **Recommendations.** (a) The commission shall  
4 recommend to the appropriate authorities, cost-effective  
5 mechanisms, legislation, and policies [~~to prevent~~] that:

6 (1) Prevent the inmate population from exceeding the  
7 limits established pursuant to section 353F-2[~~-~~  
8 These];

9 (2) Reduce the overall inmate population in state and  
10 correctional centers or facilities, with a focus on  
11 lowering the population of nonviolent offenders;

12 (3) Reduce the overall cost of the corrections system;

13 (4) Reduce recidivism and improve inmates' transitions  
14 back into the community;

15 (5) Preserve public safety; and

16 (6) Respect the needs of victims and communities in the  
17 process of holding offenders accountable for their  
18 actions.



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1 (b) All recommendations shall include estimates of fiscal  
2 impact. [~~In addition, the~~]

3 (c) The commission shall [~~consider and~~] make  
4 recommendations on the following [~~to the appropriate~~  
5 ~~authorities~~]:

6 (1) Strategies for the management of projected growth in  
7 the inmate population;

8 (2) Bail and other pretrial release programs;

9 (3) Legislation relating to sentencing;

10 (4) Judicial sentencing policies;

11 (5) Intermediate punishments and other alternatives to  
12 incarceration;

13 (6) Probation programs[+] and supervision programs;

14 (7) Inmate classification systems;

15 (8) Reintegration and treatment programs for inmates;

16 (9) Paroling policies and supervision programs; and

17 (10) Future construction of correctional centers or  
18 facilities[-], including the expansion of existing  
19 facilities or construction of new facilities to  
20 prevent the inmate population from exceeding the  
21 capacity of each facility.

1        (d) When making a recommendation, the commission shall  
2 research and consider:

3        (1) The factors leading to overcrowding;

4        (2) The impact of current sentencing laws;

5        (3) The use of alternate sentences, diversion, programs to  
6 improve community reintegration, and other means to  
7 reduce recidivism;

8        (4) The factors leading to incarceration and recidivism,  
9 including the type of offense, the length of sentence,  
10 mental health, and substance abuse;

11       (5) Trends in the offender population;

12       (6) The factors linking juvenile and adult offender  
13 populations;

14       (7) Existing program and treatment levels for the  
15 incarcerated offender population; and

16       (8) Input from former inmates and organizations that  
17 advocate for the mentally ill.

18       All research activities conducted through the commission  
19 must be performed or overseen by or in consultation with a  
20 neutral party."

21       SECTION 2. Statutory material to be repealed is bracketed



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1 and stricken. New statutory material is underscored.

2 SECTION 3. This Act shall take effect upon its approval.



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**Report Title:**

Corrections Population Management Commission

**Description:**

Specifies the commission's recommendation-making responsibility.  
(SD1)

