

Honolulu, Hawaii

FEB 15 2008

RE: S.B. No. 2083  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committees on Public Safety and Judiciary and Labor, to which was referred S.B. No. 2083 entitled:

"A BILL FOR AN ACT RELATING TO THE SUPERVISION OF ADULT OFFENDERS, "

beg leave to report as follows:

The purpose of this measure is to increase the membership of the State Council for Interstate Adult Offender Supervision (Council), appropriate funds for a coordinator position for the Council, and allow the Judiciary to assess fees on probationer and parolee transfer applications.

Your Committees received testimony in support of this measure from the Judiciary and the Hawaii Paroling Authority.

The State Council for Interstate Adult Offender Supervision oversees Hawaii's participation in the Interstate Commission for Adult Offender Supervision, and is responsible for the development of policy concerning operations and procedures of the Commission. The rules of the Commission govern the transfer and supervision of probationers and parolees between states.

The intent of this measure is to improve the operation and effectiveness of the Interstate Commission for Adult Offender Supervision. In this regard, adding the Prosecuting Attorney of the City and County of Honolulu, the State Attorney General, and the State Public Defender to the Council, will aid oversight of interstate transfers by adding members who are intricately



involved in the criminal justice system. Furthermore, imposing a fee on transfer applications, as authorized by Interstate Commission for Adult Offender Supervision Rule 4.107, is reasonable in light of the time spent in processing such transfers and to help defray the costs of the coordinator position established by this measure, which is needed to process transfers on a timely basis and in conformity with the interstate compact.

Your Committees have amended this measure on the recommendation of the Judiciary and the Hawaii Paroling Authority by:

- (1) Clarifying that fees collected shall be deposited into the general fund;
- (2) Exempting the Compact Administrator from the statutorily mandated term limit of boards and commission members;
- (3) Establishing one full-time coordinator position for the State Council for Interstate Adult Offender Supervision, to be appointed by the Judiciary; and
- (4) Changing the expending agency for the appropriation for the coordinator position from the Department of Public Safety to the Judiciary.

As affirmed by the records of votes of the members of your Committees on Public Safety and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2083, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2083, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Public Safety and  
Judiciary and Labor,

  
BRIAN T. TANIGUCHI, Chair

  
WILL ESPERO, Chair



The Senate  
Twenty-Fourth Legislature  
State of Hawaii


**Record of Votes**  
**Committee on Public Safety**  
**PBS**

Bill / Resolution No.:*	Committee Referral:	Date:		
<b>SB 2083</b>	<b>PBS/JDL, WAM</b>	<b>2/5/08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
SAKAMOTO, Norman				✓
WHALEN, Paul	✓			
<b>TOTAL</b>	<b>3</b>			<b>1</b>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <span style="margin-left: 200px;"><input type="checkbox"/> Not Adopted</span>				
Chair's or Designee's Signature:				
<i>Clarence K. Nishihara</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes

The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 2083</b>	Committee Referral: <b>PBS/JDL, WAM</b>	Date: <b>2/5/08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, BRIAN T. (C)	✓			
HEE, Clayton (VC)				✓
GABBARD, Mike	✓			
KOKUBUN, Russell S.				✓
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<b>4</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original             Yellow             Pink             Goldenrod File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

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