

STAND. COM. REP. NO.

1244

Honolulu, Hawaii

APR 09 2009

RE: H.B. No. 1152
H.D. 1
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B. No. 1152, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS,"

begs leave to report as follows:

The purpose of this measure is to clarify certain aspects of accounts maintained by the Department of Public Safety for inmates.

Specifically, this measure clarifies that:

- (1) The Department of Public Safety may maintain more than one account per committed person;
- (2) The funds held in financial institutions will be placed in non-interest bearing accounts; and
- (3) No interest will be paid to the committed person from the funds held by the Department.

This measure also:

- (1) Allows the Director of Public Safety to designate a percentage of all funds earned by the committed person while in custody to be deposited and held in a nonspendable account to ensure that the committed person will have funds upon release; and



- (2) Requires the Department to:
- (A) Provide quarterly accounting statements to all committed persons held in custody for over one quarter of the year; and
 - (B) Conduct annual audits on all committed persons' accounts.

This measure takes effect on July 1, 2030.

Your Committee received one written comment on this measure. The written comment may be reviewed on the Legislature's website.

Your Committee finds that it is important to clarify the State's obligations with regard to accounts opened by the Department of Public Safety for the purpose of maintaining committed persons' funds.

Your Committee further finds that this measure will benefit from further discussion.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1152, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,




DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 1152 HDI SDI	Committee Referral: PSM, WAM	Date: APRIL 3 2009		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)	/			
TSUTSUI, Shan S. (VC)	/			
CHUN OAKLAND, Suzanne	/			
ENGLISH, J. Kalani				/
FUKUNAGA, Carol	/			
GALUTERIA, Brickwood	/			
HEE, Clayton	/			
HOOSER, Gary L.	/			
KIDANI, Michelle N.	/			
KOKUBUN, Russell S.	/			
TOKUDA, Jill N.	/			
HEMMINGS, Fred				/
TOTAL	10			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes