
A BILL FOR AN ACT

RELATING TO PERSONS COMMITTED TO THE HAWAII YOUTH CORRECTIONAL FACILITIES OR TO THE CUSTODY OR CARE OF THE EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES.

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

1 SECTION 1. The purpose of this bill is to allow the Hawaii
2 youth correctional facilities and the executive director of the
3 office of youth services to obtain necessary information on
4 youth committed to the facilities quickly, and to use this
5 information for the treatment and care of the youth committed to
6 the facilities or to the custody or care of the executive
7 director.

8 SECTION 2. Chapter 352, Hawaii Revised Statutes, is
9 amended by adding a new section to be appropriately designated
10 and to read as follows:

11 "§352- Provision of confidential information to the
12 Hawaii youth correctional facilities. (a) Notwithstanding any
13 other law to the contrary, otherwise confidential information
14 and documents, including information and documents in the
15 possession of the courts, the department of education, the
16 department of health, and the department of human services,



1 concerning persons committed to the Hawaii youth correctional
2 facilities or to the director's custody or care, shall, upon
3 request by the director or director's designee, be furnished to
4 the facilities and the director, including health records and
5 information (including HIV/AIDS records and information), mental
6 health records and information, and social services records and
7 information. The information and documents may be used only by
8 the director and those who work with youth while committed to
9 the facilities or to the director's custody or care, including
10 those employed by the department of human services, the
11 department of health, and the department of education, and
12 contractors retained to provide services to the youth, who need
13 the records or information to provide care, safety, treatment,
14 and educational services for the youth.

15 (b) The documents and information may not be disclosed to
16 others who are not providing services to youth who are at the
17 facility, except:

18 (1) To providers contracted by the office of youth
19 services, to the extent determined necessary by the
20 director to provide care and services for the youth,
21 including social services, placement, health services,
22 educational services, and mental health services;



1 (2) To persons duly authorized by the State or the United
2 States in connection with their official duties when
3 such duties are directly connected to the care,
4 treatment and safety of youth committed to the
5 facilities or to the director's custody and care; or
6 (3) As otherwise in accordance with state and federal
7 law."

8 SECTION 3. New statutory material is underscored.

9 SECTION 4. This Act shall take effect on January 1, 2050.



Report Title:

Office of Youth Services; Hawaii Youth Correctional Facilities

Description:

Allows the Hawaii Youth Correctional Facility to obtain necessary information on youth committed to the facility quickly when the youth are admitted, and to use the information for treatment and care within the facility. (HB1041 HD1)

