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## A BILL FOR AN ACT

RELATING TO COMMITTED PERSONS' ACCOUNTS.

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

1           SECTION 1.   Section 353-13.1, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3           "(d)   The department of public safety may adopt policies  
4 and procedures to establish a fee schedule for medical, dental,  
5 and mental health services or treatment under the following  
6 conditions:

7           (1)   Fees shall be assessed from the detained or committed  
8 person's individual [~~trust~~] account pursuant to  
9 section 353-20; and

10          (2)   Fees shall not be assessed if the individual [~~trust~~]  
11 account balance is less than \$10; provided that the  
12 department may implement a procedure to recover fees  
13 in the future."

14          SECTION 2.   Section 353-20, Hawaii Revised Statutes, is  
15 amended to read as follows:

16          "§353-20   Custody of moneys; accounts for committed  
17 persons, etc.   (a) All sums collected under this chapter and  
18 any other authorized sources shall be deposited by the



1 department into [~~an individual trust account to the credit of~~  
2 ~~the committed person.~~] and credited to a noninterest-bearing  
3 account for each committed person to be opened by the department  
4 with a financial institution to maintain a committed person's  
5 funds. The department shall maintain [~~individual ledger~~  
6 ~~accounts for each committed person and shall issue to each~~  
7 ~~committed person a quarterly statement showing credits and~~  
8 ~~debits.~~] internal records for each committed person who has an  
9 account. Each committed person shall have access to the  
10 committed person's account for withdrawal for approved expenses  
11 and purchases during incarceration; provided that the director  
12 may designate a percentage of all moneys earned by a committed  
13 person while in custody to be deposited into and credited to a  
14 separate noninterest-bearing subaccount to which the committed  
15 person shall not have access until the committed person is  
16 released from custody to ensure that funds are available for  
17 that committed person upon release from custody.

18 (b) The department shall provide quarterly accounting  
19 statements to all committed persons held in custody for more  
20 than three months. The department shall conduct annual audits  
21 on all committed persons' accounts and subaccounts."

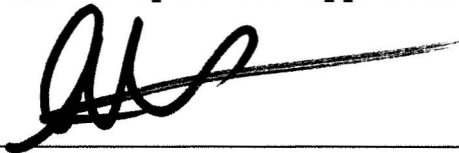



1 SECTION 3. This Act shall apply to all committed persons'  
2 accounts established before and after the effective date of this  
3 Act.

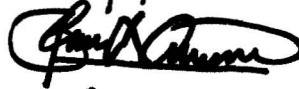
4 SECTION 4. Statutory material to be repealed is bracketed  
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: 









**Report Title:**

Committed Persons; Accounts

**Description:**

Requires all inmate funds to be deposited into a noninterest-bearing account for each committed person who shall have access to withdraw moneys for approved purchases. Allows director of public safety to designate a percentage of all moneys earned by a committed person to be placed into a separate noninterest-bearing subaccount from which no withdrawals may be made until the committed person is released from custody.

