
A BILL FOR AN ACT

RELATING TO CLEAN AND SOBER AND HALFWAY HOME REGULATION.

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

1 SECTION 1. The legislature finds that clean and sober
2 homes and halfway houses provide a means for persons to return
3 to the community through support in a less structured home-like
4 environment but without the structure of a therapeutic care
5 facility or therapeutic living program. Persons being released
6 from incarceration in locked jail or prison facilities
7 especially need the support of a home environment while trying
8 to deal with the stressors of reintegrating back into society
9 while maintaining sobriety. The legislature also finds that
10 there is a community concern regarding having such homes in
11 their immediate vicinity, and their concerns must be tempered
12 with the needs of the individuals requiring support.

13 The purpose of this Act is to establish a task force to
14 determine how best to balance the interests of all parties
15 involved, to define what a clean and sober home and halfway home
16 is, and how to most effectively require accountability from



1 these home short of requiring licensure and direct governmental
2 oversight.

3 SECTION 2. There is established a temporary task force,
4 exempt from section 26-34, Hawaii Revised Statutes, to:

- 5 (1) Determine the definition of a clean and sober home;
- 6 (2) Determine the definition of a halfway home;
- 7 (3) Define the needs and concerns of the community with
8 reference to these homes being in their immediate
9 vicinity;
- 10 (4) Determine the needs of individuals requiring the
11 support services of clean and sober and halfway homes;
- 12 (5) Find the most appropriate way to balance the needs of
13 the community and of the individuals requiring
14 support; and
- 15 (6) Develop procedures and protocols for making such homes
16 accountable yet not requiring formal licensure.

17 SECTION 3. The task force membership shall include a
18 representative from each of the following

- 19 (1) The department of health;
- 20 (2) The Hawaii Substance Abuse Coalition;
- 21 (3) Hope, Help and Healing Kauai;
- 22 (4) Hina Mauka;



- 1 (5) Ka Hale Pomaika'i;
2 (6) Aloha House, Inc.;
3 (7) The Community Alliance on Prisons; and
4 (8) Oxford House, Inc.

5 The department of health shall be the chair of the task force
6 and shall convene and oversee its activities. The task force
7 shall report to the legislature on the scope and nature of the
8 accountability plan for the clean and sober and halfway houses,
9 the process by which the houses will be monitored, the way in
10 which concerns of community members are balanced with concerns
11 of those requiring the support of the homes, and how the homes
12 will be regulated short of direct governmental oversight.

13 SECTION 4. The task force shall submit to the legislature
14 no later than twenty days prior to the convening of the regular
15 session of 2011, a report on the recommendations of the task
16 force and any proposed legislation that may be necessary to
17 effectuate those recommendations.

18 SECTION 5. This Act shall take effect upon its approval.
19



Report Title:

Regulating Clean and Sober Homes and Halfway Houses; Task Force

Description:

Creates a task force headed by the department of health to determine how to best regulate clean and sober and halfway houses without direct governmental licensure or regulation.
(SD1)

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