

MAR 10 2010

SENATE CONCURRENT RESOLUTION

REQUESTING THE ESTABLISHMENT OF A CLEAN AND SOBER HOME AND
HALFWAY HOUSE TASK FORCE.

1 WHEREAS, clean and sober homes and halfway houses provide a
2 means for persons to return to the community through support in
3 a home-like environment without the rigid structure of a
4 therapeutic care facility or therapeutic living program; and
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6 WHEREAS, many persons being released from incarceration
7 need the support of a home environment while trying to deal with
8 the stressors of reintegrating back into society while
9 maintaining sobriety; and
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11 WHEREAS, community residents have expressed concerns over
12 the legal operation of such homes in their immediate vicinity
13 and their compliance with all state and county laws; and
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15 WHEREAS, the needs and concerns of the community must be
16 tempered with the needs of the individuals requiring support;
17 now, therefore,
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19 BE IT RESOLVED by the Senate of the Twenty-fifth
20 Legislature of the State of Hawaii, Regular Session of 2010, the
21 House of Representatives concurring, that the Department of
22 Health is requested to establish a clean and sober home and
23 halfway house task force to address the following issues:
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25 (1) Establishing clear occupancy requirements of clean and
26 sober homes and halfway houses (facilities);
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28 (2) Develop a plan of accountability for these facilities
29 to ensure compliance with occupancy and other
30 requirements; in developing the plan the task force
31 shall review the need for or appropriateness of
32 regulation of these facilities, as well as the most
33 appropriate practices regarding regulation; and



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(3) Community and advocate education; and

BE IT FURTHER RESOLVED that in considering the foregoing issues that the task force balance community concerns with the needs of individuals requiring clean and sober homes and halfway houses; and

BE IT FURTHER RESOLVED that the Department of Health is requested to chair and convene the task force, which shall include:

- (1) The Director of the City and County of Honolulu Department of Planning and Permitting or the Director's designee;
- (2) The Director of each of the County Planning Departments or the Director's designee;
- (3) The Director of Department of Health or the Director's designee;
- (4) The Chair of the Hawaii Paroling Authority or the Chair's designee;
- (5) Homeless advocates, as determined by the convener;
- (6) Representation from clean and sober homes and halfway houses, as determined by the convener;
- (7) Legislative representation, as determined by the convener; and
- (8) Others as appropriate, as determined by the convener; and

BE IT FURTHER RESOLVED that all relevant agencies, including but not limited to the Hawaii Paroling Authority, consult with the appropriate county agencies to ensure that they only refer clients to clean and sober homes and halfway houses that meet the zoning requirements and definitions under section 46-4, Hawaii Revised Statutes; and



1 BE IT FURTHER RESOLVED that the task force report to the
 2 Legislature on the scope and nature of the accountability plan
 3 for clean and sober homes and halfway houses, the process by
 4 which the houses will be monitored, the way in which concerns of
 5 the community members are balanced with the concerns of those
 6 requiring the support of the homes, and how the homes will be
 7 regulated short of direct governmental oversight; and
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9 BE IT FURTHER RESOLVED that the task force submit to the
 10 Legislature no later than twenty days prior to the convening of
 11 the Regular Session of 2011, a report on the findings and
 12 recommendations of the task force and any proposed legislation
 13 that may be necessary to effectuate those recommendations; and
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15 BE IT FURTHER RESOLVED that certified copies of this
 16 Concurrent Resolution be transmitted to the President of the
 17 Senate, the Speaker of the House of Representatives, Director of
 18 Health, the Director of the City and County of Honolulu
 19 Department of Planning and Permitting, the Director of the
 20 County of Hawaii Department of Planning, the Director of the
 21 County of Maui Department of Planning, the Director of the
 22 County of Kauai Department of Planning, and the Chair and
 23 Administrator of the Hawaii Paroling Authority.
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OFFERED BY: Jim

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