

STAND. COM. REP. NO.

1274

Honolulu, Hawaii

APR 09 2009

RE: H.B. No. 519
H.D. 1
S.D. 2

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. 519, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INMATES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Expand the capacity of correctional facilities and prisons in Hawaii;
- (2) Return all women inmates from Hawaii that are housed in out-of-state correctional facilities to Hawaii correctional facilities by December 31, 2011;
- (3) Limit the future number of inmates from Hawaii that may be incarcerated in out-of-state prisons or correctional facilities; and
- (4) Require the Department of Public Safety to develop alternative programs or forms of incarceration for Hawaii inmates returning from mainland facilities.

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

Your Committee finds that Hawaii currently lacks the capacity in its prisons and correctional facilities to accommodate all its



inmates. Accordingly, a significant number of Hawaii inmates are housed in prisons and correctional facilities located in other states. Your Committee believes that rehabilitation is more effective and recidivism is reduced if inmates are incarcerated closer to home. Your Committee also finds incarcerating inmates in Hawaii instead of in other states will eliminate the expense of paying other jurisdictions to detain Hawaii's inmates. Your Committee, however, recognizes that the return of Hawaii inmates from other states should not take place until Hawaii's prisons and correctional facilities have the capacity to accommodate these additional inmates.

Your Committee has amended this measure by:

- (1) By requiring all women inmates to be returned to Hawaii by December 31, 2011, only if the capacity and bed space exist in Hawaii's prisons and correctional facilities to accommodate the additional inmates; and
- (2) Changing the effective date to July 1, 2050, to facilitate 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. 519, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 519, H.D. 1, S.D. 2.

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

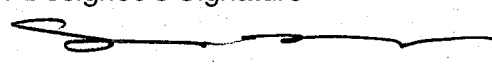


DONNA MERCADO KIM, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 519 HDI S1	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 type="checkbox"/> Pass, unamended 2312 <input checked="" 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