

STAND. COM. REP. NO.

2561

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2768
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 2768, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PAROLE,"

begs leave to report as follows:

The purpose of this measure is to allow the Hawaii Paroling Authority to use a continuum of administrative sanctions in lieu of re-incarceration when a parolee violates a term or condition of parole.

Administrative sanctions under this measure include modification of the terms and conditions of parole, community service, house arrest or home detention, electronic surveillance or monitoring, substance abuse and sex offender treatment, anger management and domestic abuse counseling, and return to custody.

Your Committee finds that providing a parolee with appropriate treatment may reduce recidivism and save money and lives. In this regard, the availability of a continuum of administrative sanctions will facilitate the Hawaii Paroling Authority in working with offenders in the community, under circumstances where, among other things, the parolee's presence in the community would not compromise public safety. Your Committee notes that as part of the continuum of administrative sanctions, if the Hawaii Paroling Authority deems it appropriate, the parolee will be returned to custody for a length of time to be determined by the Authority but not to exceed two years in the case of a technical violation. Your Committee also notes that the



administrative sanctions made available by this measure will not apply to a parolee that has a pending criminal matter, has violated a term or condition of parole for the third time, or has a prior parole revocation.

Your Committee has amended this measure by making technical, nonsubstantive amendments.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2768, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2768, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Government Operations,

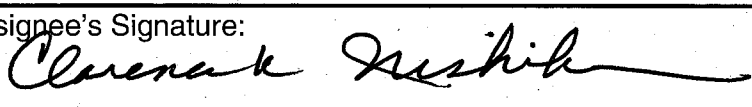


BRIAN T. TANIGUCHI, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Judiciary and Government Operations
JGO

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2768, SD1	PSM, JGO	2/23/10		
<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
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)				✓
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
TOTAL	4	-	-	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