

JAN 21 2011

A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

1 SECTION 1. According to The Pew Center on the States, one
2 in thirty-two adults in Hawaii is under correctional control.
3 The legislature recognized that the financial, social, and
4 economic costs of incarceration without adequate rehabilitation
5 are staggering, and thus enacted Act 8, Special Session Laws of
6 Hawaii 2007 (Act 8), also known as the Community Safety Act of
7 2007 and codified as chapter 353H, Hawaii Revised Statutes. Act
8 8 established a comprehensive offender reentry system under the
9 purview of the department of public safety. One key component
10 of Act 8 requires the department of public safety to submit
11 annual reports through 2010 relating to the implementation,
12 progress, and effectiveness of the various program components
13 specified in Act 8.

14 While the department's annual report lists program
15 activities and statistics, it does not include information on
16 program outcomes. The legislature finds that use of performance
17 indicators is an effective way to monitor and evaluate the
18 progress of the comprehensive reentry system and to reflect the



1 philosophical change to the department's approach to
2 rehabilitation and reentry mandated by Act 8. Additionally, the
3 legislature requires specific data to accurately assess programs
4 and to continue to improve public policy.

5 The purpose of this Act is to:

- 6 (1) Direct the department of public safety to establish
7 key performance indicators or measures to be
8 incorporated in reports that evaluate the outcomes of
9 program components as required in Act 8; and
10 (2) Require the department of public safety to submit
11 specific program participation data quarterly to the
12 legislature.

13 SECTION 2. Chapter 353H, Hawaii Revised Statutes, is
14 amended by adding two new sections to be appropriately
15 designated and to read as follows:

16 "§353H- Performance indicator reporting. (a) The
17 department of public safety shall develop performance measures
18 that accurately reflect progress toward specific goals,
19 including:

- 20 (1) Improving recidivism rates;
21 (2) Decreasing prisoner assaults on correctional staff;
22 (3) Reducing correctional staff turnover; and



1 (4) Improving departmental efficiencies in staffing,
2 budgeting, and data management and analysis.

3 (b) The department shall develop key performance
4 indicators, which shall include:

5 (1) The number of individuals enrolled in and who have
6 completed a general education diploma or competency-
7 based diploma;

8 (2) The number of individuals for whom a reentry plan is
9 filed and the number of individuals who exit jail or
10 prison with a reentry plan;

11 (3) Drug test failure rates of inmates while incarcerated
12 and while on parole;

13 (4) The number of inmates currently enrolled in and who
14 have completed drug treatment programs provided by the
15 department of public safety;

16 (5) The number of inmates currently enrolled in and who
17 have completed restorative circles;

18 (6) The number of parolees who have applied for a
19 reduction of their minimum sentence, the number of
20 applications approved and denied, and, when
21 applicable, the reasons for the denial of a parolee's
22 application; and



1 (7) The number of parole revocation hearings and the
2 results of parole revocation hearings that, when
3 applicable, explain why the parolees' revocation was
4 denied.

5 The department of public safety shall also post the reports
6 electronically on the department's internet website in a timely
7 manner.

8 §353H- Quarterly reporting requirements. For each
9 program established pursuant to this chapter, the department
10 shall submit a report to the legislature within thirty days of
11 the last working day of the months of March, June, September,
12 and December, beginning with the period ending on September 30,
13 2011. Each report shall reference key performance indicators
14 that track rehabilitation and reentry efforts for individuals
15 being prepared to exit the correctional system. The report
16 shall also include:

- 17 (1) A complete list of programs offered;
18 (2) The length of each program;
19 (3) Each program's success rate, including the percentage
20 of participant completion in the previous two years;
21 (4) A description of participant criteria assessed by the
22 program for admittance;



- 1 (5) Number of available positions with each program;
- 2 (6) Number of potential participants on waiting lists;
- 3 (7) Number of participants who do not complete the
- 4 program;
- 5 (8) Summary of reasons why participants do not complete a
- 6 program; and
- 7 (9) A complete list of programs no longer offered with
- 8 explanations for termination of the programs."

9 SECTION 3. Section 353G-13, Hawaii Revised Statutes, is
10 amended by amending subsection (c) to read as follows:

11 "(c) The department of public safety, in conjunction with
12 the department of health, shall report on [~~an annual~~] a
13 quarterly basis to the legislature and to the governor, its
14 findings concerning the need for and implementation of the
15 various provisions of this chapter. The report shall include
16 information collected under subsection (a) and a synopsis of
17 information or data necessary to determine the impact, utility,
18 and cost-benefits of the provisions of this chapter. The report
19 shall also include:

- 20 (1) A complete list of programs offered;
- 21 (2) The length of each program;



- 1 (3) Each program's success rate, including the percentage
- 2 of participant completion in the previous two years;
- 3 (4) A description of participant criteria assessed by the
- 4 program for admittance;
- 5 (5) Number of available positions with each program;
- 6 (6) Number of potential participants on waiting lists;
- 7 (7) Number of participants who do not complete the
- 8 program;
- 9 (8) Summary of common reasons why participants do not
- 10 complete a program; and
- 11 (9) A complete list of programs no longer offered with
- 12 explanations for termination of the programs."

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

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

16

INTRODUCED BY:

Melaine Glen
Rosely de la
Johai
Yadley

Michelle Kiani
Will Ezer
Elizabeth Ann Olland
Daniel



Report Title:

Inmate Rehabilitation; Reentry System; Reporting Requirements

Description:

Requires the department of public safety to establish performance indicators. Requires quarterly reports of the established performance indicators, criminal offender treatment programs, and programs established pursuant to the community safety act.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

