

STAND. COM. REP. NO. 861

Honolulu, Hawaii

March 8, 2011

RE: H.B. No. 1071
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 1071, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MENTAL HEALTH RELEASE ON CONDITIONS OF A PERSON FOUND UNFIT TO STAND TRIAL,"

begs leave to report as follows:

The purpose of this bill is to protect the community by requiring the Department of Health (DOH) to:

- (1) Establish and monitor a Fitness Restoration Program (Program) for those defendants released on conditions after being found unfit to stand trial; and
- (2) Inform the prosecuting attorney of the county that charged the defendant of the Program plan and any non-compliance therewith on the part of the defendant.

DOH, Department of the Prosecuting Attorney of the City and County of Honolulu, and Hawaii Disability Rights Center testified in support of this bill. Helping Hands Hawaii provided comments.

Your Committee has amended this bill by making technical, nonsubstantive amendments for clarity, consistency, and style.

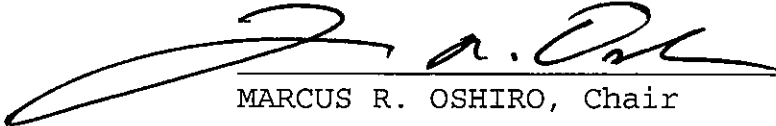
As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No.

HB1071 HD2 HSCR FIN HMS 2011-2821



1071, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1071, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Finance,



MARCUS R. OSHIRO, Chair



