

STAND. COM. REP. NO.

1033

Honolulu, Hawaii

APR 01 2011

RE: S.R. No. 45  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Public Safety, Government Operations, and Military Affairs, to which was referred S.R. No. 45 entitled:

"SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO RETURN HAWAII PRISONERS HELD IN MAINLAND FACILITIES AND TO CONSTRUCT A NEW CORRECTIONAL FACILITY AT PANAEWA NEAR HILO,"

begs leave to report as follows:

The purpose and intent of this measure is to request the Department of Public Safety to return Hawaii prisoners held in mainland facilities, and to construct a new correctional facility at Panaewa near Hilo; and

Your Committee received testimony in support of this measure from the Department of Public Safety, Department of Hawaiian Home Lands, Hawaii Paroling Authority, University of Hawai'i System, Community Alliance on Prisons, and American Civil Liberties Union of Hawai'i.

Imprisoning people from Hawaii on the mainland exacerbates the disproportionate impact of the criminal justice system on some Native Hawaiians because they are cut off from supportive communities and families that give them a reason to exit prison as soon as possible. Even the absence of familiar surroundings and changes in the weather can be traumatizing. For Native Hawaiians, the impact of trauma is particularly salient because of strong connections to family, the land, and community.



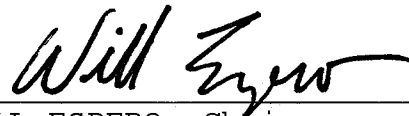
Your Committee believes that returning incarcerated persons, particularly Native Hawaiians, from the mainland is in the best interest of the State and the inmates themselves.

Your Committee has amended this measure by:

- (1) Deleting references to the construction of a new correctional facility specifically at Panaewa on the Big Island;
- (2) Request the Department of Public Safety to consider construction of a new prison, re-entry center, or other correctional facility on the Big Island;
- (3) Amending its title accordingly; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety, Government Operations, and Military Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.R. No. 45, as amended herein, and recommends that it be referred to the Committee on Ways and Means, in the form attached hereto as S.R. No. 45, S.D. 1.

Respectfully submitted on  
behalf of the members of the  
Committee on Public Safety,  
Government Operations, and  
Military Affairs,



WILL ESPERO, Chair



The Senate  
Twenty-Sixth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Public Safety, Government Operations, and**  
**Military Affairs**  
**PGM**

Bill / Resolution No.:* <b>SR 45</b>	Committee Referral: <b>PGM, WAM</b>	Date: <b>3-31-11</b>		
<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
ESPERO, Will (C)	/			
KIDANI, Michelle N. (VC)	/			
BAKER, Rosalyn H.				/
RYAN, Pohai	/			
SLOM, Sam				/
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes