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# A BILL FOR AN ACT

RELATING TO COMPREHENSIVE OFFENDER REENTRY SYSTEM.

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

1           SECTION 1. Act 8, First Special Session Laws of Hawaii  
2 2007, added to the Hawaii Revised Statutes a new chapter  
3 entitled "Comprehensive Offender Reentry System" to prepare  
4 incarcerated individuals for reentry into the community through  
5 programs and services that reflect best practices and evidenced-  
6 based results. The goal of reentry is to provide offenders with  
7 greater opportunities to be rehabilitated while ensuring public  
8 safety and reducing recidivism.

9           Act 24, Special Session Laws of Hawaii 2009, amended  
10 section 353-10, Hawaii Revised Statutes, to incorporate the  
11 responsibilities of offender reentry into the long-established  
12 intake services centers and established the reentry commission  
13 to work with the department of public safety in monitoring and  
14 reviewing the comprehensive reentry program.

15           The purpose of this Act is to:

16           (1) Create the offender reentry office to oversee offender  
17 reentry, thereby restoring the purpose of the intake  
18 service centers to screen, evaluate, and classify the



1 admission of persons to community correctional  
2 centers; and

3 (2) Reconstitute the reentry commission, expand its  
4 duties, and extend its repeal date.

5 SECTION 2. Chapter 353H, Hawaii Revised Statutes, is  
6 amended by adding a new section to be appropriately designated  
7 and to read as follows:

8 "§353H- Offender reentry office. There shall be within  
9 the department of public safety, an offender reentry office to  
10 oversee the development and implementation of the comprehensive  
11 offender reentry system.

12 The offender reentry office shall:

13 (1) Ensure that the present and future reentry needs of  
14 persons committed to correctional facilities are being  
15 evaluated and met in an effective and appropriate  
16 manner;

17 (2) Develop and implement risk needs assessment tools to  
18 properly place offenders in programs and services;

19 (3) Match offenders to programs and services that address  
20 risks and needs identified;

21 (4) Monitor and record progress made by offenders while  
22 participating in prescribed programs and services;



- 1        (5) Identify and make recommendations to address needs not  
2        addressed by programs and services;
- 3        (6) Provide training opportunities for department staff  
4        and service providers in assessments and evidenced-  
5        based practices;
- 6        (7) Work closely and collaborate with the community  
7        service and work furlough programs located in the  
8        community correctional centers and correctional  
9        facilities;
- 10       (8) Work closely and collaborate with the Hawaii paroling  
11       authority; and
- 12       (9) Work closely and collaborate with community partners  
13       such as organizations, businesses, and concerned  
14       citizens."

15       SECTION 3. Section 353-10, Hawaii Revised Statutes, is  
16       amended to read as follows:

17       **"§353-10 [~~Reentry intake]~~ Intake service centers.** There  
18       shall be within the department of public safety, [~~a reentry~~] an  
19       intake service center for adults in each of the counties, to  
20       screen, evaluate, and classify the admission of persons to  
21       community correctional centers [~~and to provide for the~~  
22       ~~successful reentry of persons back into the community]~~. Each



1 center shall be directed and managed by a manager and shall be  
2 staffed by a team of psychiatrists, social workers, technicians,  
3 and other personnel as may be necessary. The director of public  
4 safety may appoint full-time or part-time professional and  
5 clerical staff or contract for professional services [~~to carry~~  
6 ~~out the duties of the centers as identified in this section~~].

7 The centers shall:

- 8 (1) Provide orientation, guidance, and technical services;
- 9 (2) Provide social-medical-psychiatric-psychological  
10 diagnostic evaluation;
- 11 (3) Provide pretrial assessments on adult offenders for  
12 the courts and assist in the conduct of presentence  
13 assessments on adult offenders and the preparation of  
14 presentence reports when requested by the courts;
- 15 (4) Provide correctional prescription program planning and  
16 security classification;
- 17 (5) Provide such other personal and correctional services  
18 as needed for both detained and committed persons; and
- 19 (6) Monitor and record the progress of persons assigned to  
20 correctional facilities who undergo further treatment  
21 or who participate in prescribed correctional  
22 programs [+]



- 1       ~~(7) Ensure that the present and future reentry needs of~~  
2       ~~persons committed to correctional facilities are being~~  
3       ~~evaluated and met in an effective and appropriate~~  
4       ~~manner;~~
- 5       ~~(8) Provide additional reentry services to include working~~  
6       ~~closely and collaborating with the furlough programs~~  
7       ~~in each county that are currently managed by the~~  
8       ~~department's institutions division;~~
- 9       ~~(9) Work closely and collaborate with the Hawaii paroling~~  
10       ~~authority; and~~
- 11       ~~(10) Work closely and collaborate with the corrections~~  
12       ~~program services division]."~~

13       SECTION 4. Act 24, Special Session Laws of Hawaii 2009, is  
14 amended by amending section 3 to read as follows:

15       "SECTION 3. (a) Effective January 1, 2010, there is  
16 established within the department of public safety a reentry  
17 commission to work with the department in monitoring and  
18 reviewing the comprehensive offender reentry program, including  
19 facility educational and treatment programs, rehabilitative  
20 services, work furloughs, and the Hawaii paroling authority's  
21 oversight of parolees. The reentry commission may make  
22 recommendations to the department, the Hawaii paroling



1 authority, and the legislature regarding reentry and parole  
2 services. The reentry commission shall ensure that the  
3 comprehensive offender reentry system under chapter 353H, Hawaii  
4 Revised Statutes, is implemented as soon as practicable to  
5 provide programs and services that result in the release of  
6 inmates onto parole when the maximum terms have been served  
7 instead of delaying the release for lack of programs and  
8 services.

9 (b) The reentry commission shall consist of [eleven] ten  
10 members who shall be [~~appointed by the governor in accordance~~  
11 ~~with section 26-34, Hawaii Revised Statutes,~~] selected as  
12 follows:

- 13 ~~(1) Four members shall be selected by the governor,~~  
14 ~~provided that at least one of the four shall be a~~  
15 ~~former inmate and none shall be government employees,~~
- 16 ~~(2) Two members shall be selected by the president of the~~  
17 ~~senate,~~
- 18 ~~(3) Two members shall be selected by the speaker of the~~  
19 ~~house of representatives,~~
- 20 ~~(4) One member shall represent the American Civil~~  
21 ~~Liberties Union,~~



1       ~~(5) One member shall represent the Community Alliance on~~  
2           ~~Prisons; and~~

3       ~~(6) One member shall be a former inmate who has~~  
4           ~~successfully been reintegrated into the community.]~~

5       (1) Three members shall be selected by the governor, of  
6           whom one shall be a rehabilitated former inmate;

7       (2) Three members shall be selected by the president of  
8           the senate;

9       (3) Three members shall be selected by the speaker of the  
10           house of representative; and

11       (4) The reentry coordinator shall serve as an ex officio  
12           nonvoting member.

13       (c) The reentry commission shall meet at least quarterly  
14 and members shall serve without compensation, but may be  
15 reimbursed for expenses, including travel expenses, that are  
16 necessary for the performance of their duties.

17       (d) The commission shall cease to exist on ~~[July 1, 2014.]~~  
18 December 1, 2015."

19       SECTION 5. Members of the reentry commission appointed  
20 pursuant to Act 24, Special Session Laws of Hawaii 2009, shall  
21 cease to be members of the reentry commission on June 30, 2012.



1 Beginning July 1, 2012, new members to the reentry commission  
2 shall be selected pursuant to section 4 of this Act.

3 SECTION 6. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 7. This Act shall take effect on July 1, 2012.





**Report Title:**

Comprehensive Offender Reentry System; Reentry Commission

**Description:**

Establishes the Offender Reentry Office within the Department of Public Safety to address the goals of chapter 353H, Hawaii Revised Statutes. Reconstitutes the reentry commission under Act 24, Special Session Laws of Hawaii 2009, with the added duty to ensure that the comprehensive offender reentry system is implemented as soon as practicable. Extends sunset of reentry commission to 12/1/2015. (SD1)

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