
A BILL FOR AN ACT

RELATING TO INTAKE SERVICE CENTERS.

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

1 SECTION 1. Section 353-10, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§353-10 Intake service centers.** (a) There shall be
4 within the department of public safety, an intake service center
5 for adults in each of the counties to screen, evaluate, and
6 classify the admission of persons to community correctional
7 centers. Each center shall be directed and managed by a manager
8 and shall be staffed by a team of psychiatrists, social workers,
9 technicians, and other personnel as may be necessary. The
10 director of public safety may appoint full-time or part-time
11 professional and clerical staff or contract for professional
12 services.

13 (b) The centers shall:

14 (1) Provide orientation, guidance, and technical services;

15 (2) Provide social-medical-psychiatric-psychological
16 diagnostic evaluation;



1 (3) [{} (A) {}] Provide pretrial assessments on adult
2 offenders that are consented to by the defendant or
3 that are ordered by the court; and
4 [{} (B) {}] Conduct internal pretrial risk assessments on
5 adult offenders within three working days of admission
6 to a community correctional center which shall then be
7 provided to the court for its consideration; provided
8 that this paragraph shall not apply to persons subject
9 to county or state detainers, holds, or persons
10 detained without bail, persons detained for probation
11 violation, persons facing revocation of bail or
12 supervised release, and persons who have had a
13 pretrial risk assessment completed prior to admission
14 to a community correctional center. For purposes of
15 this [{} subparagraph {}], "pretrial risk assessment"
16 means an objective, research-based, validated
17 assessment tool that measures a defendant's risk of
18 flight and risk of criminal conduct while on pretrial
19 release pending adjudication;
20 ~~[{} Assist in the conduct of presentence assessments on~~
21 ~~adult offenders and the preparation of presentence~~
22 ~~reports when requested by the courts;~~



- 1 ~~(5)~~ (4) Provide correctional prescription program
2 planning and security classification;
- 3 ~~[(6)]~~ (5) Provide other personal and correctional services
4 as needed for both detained and committed persons;
- 5 ~~[(7)]~~ (6) Monitor and record the progress of persons
6 assigned to correctional facilities who undergo
7 further treatment or who participate in prescribed
8 correctional programs; ~~[and]~~
- 9 ~~[(8)]~~ (7) Provide continuing supervision and control of
10 persons ordered to be placed on pretrial supervision
11 by the court and persons ordered by the director~~[-]~~;
12 and
- 13 (8) Provide pretrial bail reports to the courts on
14 adult offenders that are consented to by the defendant
15 or that are ordered by the court. The pretrial bail
16 reports shall be confidential and shall not be deemed
17 to be public records. A copy of a pretrial bail
18 report shall be provided only:
- 19 (A) To the defendant or defendant's counsel;
20 (B) To the prosecuting attorney;
21 (C) To the department of public safety;



1 (D) To any psychiatrist, psychologist, or other
2 treatment practitioner who is treating the
3 defendant pursuant to a court order;

4 (E) Upon request, to the adult client services
5 branch; and

6 (F) In accordance with applicable laws, persons, or
7 entities doing research."

8 SECTION 2. Statutory material to be requested is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 3. This Act, upon its approval, shall take effect
11 on July 1, 2013.

12



Report Title:

Intake Service Centers

Description:

Provides pretrial bail reports to the courts on adult offenders that are consented to by the defendant or that are ordered by the court and amends the law to provide statutory authority to the courts to treat information contained in the pretrial bail reports as confidential. Repeals the intake service centers' duty to assist in the conduct of presentence assessments on adult offenders and the preparation of presentence reports when requested by the courts. (SD1)

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