

SB 1183

Report Title:

RELATING TO 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.

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

TED SAKAI
INTERIM DIRECTOR

MARTHA TORNEY
Deputy Director
Administration

Deputy Director
Corrections

KEITH KAMITA
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON SENATE BILL 1183
RELATING TO
INTAKE SERVICE CENTERS
By
Ted Sakai, Interim Director
Department of Public Safety

Senate Committee on Public Safety, Intergovernmental and Military Affairs
Senator Will Espero, Chair
Senator Rosalyn H. Baker, Vice Chair

Tuesday February 12, 2013, 2:45 PM
State Capitol, Conference Room 224

Chair Espero, Vice Chair Baker, and Members of the Committee:

The Department of Public Safety **supports** Senate Bill 1183 relating to the Intake Service Centers (ISC). In the 2012 legislative session there were three Acts that made amendments to Section 353-10, Hawaii Revised Statute. More specifically, Acts 139 and 141 amended section 353-10(b)(3). The pretrial risk assessment, which originally meant the bail report, was redefined as the internal pretrial risk assessment. The present bill provides clear language in identifying one of ISC's core responsibility in providing bail reports to the court.

Senate Bill 1183 will also provide statutory authority to the courts to treat all information contained in a pretrial bail report as confidential. This measure will allow the courts to receive detailed information such as the defendant's medical, mental health and substance abuse history, to assist with pretrial release decision-making. This measure will also protect defendants from having their confidential information contained in these reports made public and expose them to potential identify theft.

Senate Bill 1183
February 12, 2013
Page 2

The Department is recommending that this bill be **amended** by deleting Section (3)(A) as the term "pretrial assessment" used in this section could easily be confused with Section (3)(B). ISC's responsibility under Section (3)(A) is covered under new language under Section (8).

We ask for your support in passing Senate Bill 1183 with the recommended amendment.

Thank you for this opportunity to testify.