

STAND. COM. REP. NO.

3663

Honolulu, Hawaii

APR 19 2016

RE: H.C.R. No. 44

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred H.C.R. No. 44 entitled:

"HOUSE CONCURRENT RESOLUTION URGING THE JUDICIARY TO EXAMINE THE FEASIBILITY AND POTENTIAL BENEFITS OF ESTABLISHING DWI COURT PROGRAMS IN KONA AND HILO ON HAWAII ISLAND,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the Judiciary to examine the feasibility and potential benefits of establishing driving while impaired (DWI) court programs in Kona and Hilo and report its findings and recommendations to the Legislature prior to the convening of the Regular Session of 2017.

Your Committee received testimony in support of this measure from the Judiciary and two individuals.

Your Committee finds that impaired driving is a threat to public safety. DWI court programs are post-conviction programs that use intensive supervision and long-term treatment to change the behavior of repeat impaired driving offenders. The DWI court program on Oahu has had a zero percent recidivism rate for subsequent impaired driving arrest of those who graduated from the program compared to the twenty percent recidivism rate for subsequent impaired driving arrests among those who were eligible for the DWI court program but who chose not to participate. Due to Hawaii island having the highest per capita incidence of impaired driving of all counties in the State, this measure will assist the Judiciary in determining the feasibility of



establishing a DWI court program on the island of Hawaii that is similar to the program on Oahu.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 44, and recommends that it be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

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|--|--|-------------------------|-----|----------|
| Bill / Resolution No.:* HCR 44 | Committee Referral: JDL, WAM | Date: 4/18/16 | | |
| <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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 | | | | |
| Members | Aye | Aye (WR) | Nay | Excused |
| KEITH-AGARAN, Gilbert S.C. (C) | / | | | |
| SHIMABUKURO, Maile S.L. (VC) | / | | | |
| GABBARD, Mike | | | | / |
| KAHELE, Kaiali'i | / | | | |
| KIM, Donna Mercado | / | | | |
| THIELEN, Laura H. | | | | / |
| SLOM, Sam | | | | / |
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| TOTAL | 4 | | | 3 |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature: | | | | |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | |

*Only one measure per Record of Votes