

JAN 25 2017

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# A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

1           SECTION 1. In July 2012, the governor, the chief justice,  
2 the senate president, the house speaker, and the director of  
3 public safety joined together to begin implementing an data-  
4 driven justice reinvestment strategy that was intended to bring  
5 back out-of-state prisoners to Hawaii, reduce spending on  
6 corrections, and reinvest savings generated in strategies that  
7 would reduce recidivism and crime and increase public safety.  
8 Act 139, Session Laws of Hawaii 2012, became known as the  
9 Justice Reinvestment Initiative, with a provision that  
10 enumerated sections would be repealed.

11           SECTION 2. Act 139, Session Laws of Hawaii 2012, is  
12 amended by amending section 14 to read as follows:

13           "SECTION 14. This Act shall take effect on July 1, 2012;  
14 provided that:

- 15           (1) Section 3 shall take effect on January 1, 2013;
- 16           (2) Section 7 shall take effect on July 1, 2012, for any  
17 individual on parole supervision on or after July 1,  
18 2012; and

S.B. NO. 1001

1 (3) Section 8 shall take effect on July 1, 2012, and shall  
2 be applicable to individuals committing an offense on  
3 or after that date[, and

4 ~~(4) Sections 3, 7, 8, 10, and 11 shall be repealed on July~~  
5 ~~1, 2018, and sections 353-10, 353-66, 706-670(1), 353-~~  
6 ~~22.6, and 353-69, Hawaii Revised Statutes, shall be~~  
7 ~~reenacted in the form on which it read on June 30,~~  
8 ~~2018]."~~

9 SECTION 3. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

*Paul N. Uy*

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BY REQUEST

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S.B. NO. 1001

**Report Title:**

Public Safety

**Description:**

Amends Act 139, Session Laws of Hawaii 2012, to delete the repeal and reenactment provision in section 14.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

# SB. NO. 1001

## JUSTIFICATION SHEET

DEPARTMENT: Public Safety

TITLE: A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.

PURPOSE: This bill removes the sunset provision in Act 139, Session Laws of Hawaii (SLH) 2012. Act 139 amended several sections of the Hawaii Revised Statutes (HRS) that allowed the Department of Public Safety to implement new programs, databases and procedures, utilizing evidence-based practices, with the goal of reducing recidivism. Because the sunset provision would effectively eliminate parts of several related HRS sections that enable these important programs, the Department of Public Safety and the Hawaii Paroling Authority are proposing to remove the sunset provision in order to leave intact those key areas of the statutes. The affected sections of the HRS are:

- Section 353-10;
- Section 353-66(e);
- Section 706-670(1);
- Section 353-22.6; and
- Section 353-69.

MEANS: Amend section 14 of Act 139, SLH 2012.

JUSTIFICATION: This bill will keep in place the provisions that were enacted related to the Justice Reinvestment Initiative to assist the Department of Public Safety and the Hawaii Paroling Authority in reducing recidivism and promoting public safety. Great strides have been made with the pretrial risk assessments, increased restitution collections for victims, and increased parole releases. The Reentry Office in Public Safety has been reopened and is now almost fully staffed, leading to greater facilitation of the transition of offenders into the community. This promising work would be halted if the sunset provision is allowed to stand.

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Impact on the public: Communities will benefit by receiving offenders who are better prepared to be contributing members of society and less likely to recidivate.

Impact on the department and other agencies: The impacts would continue to be positive, as the Justice Reinvestment Initiative programs are extended and build upon past successes.

GENERAL FUND:	None.
OTHER FUNDS:	None.
PPBS PROGRAM DESIGNATION:	PSD 900, 410, 612
OTHER AFFECTED AGENCIES:	None.
EFFECTIVE DATE:	Upon approval.