

**[CHAPTER 367D]**  
**PARITY FOR FEMALE OFFENDERS**

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" **[\$367D-1] Female prisoners; parity programs.** Adult women convicted of crimes and juvenile females adjudicated for offenses that would be crimes if committed by an adult or who are adjudicated delinquents shall be provided a range and quality of programming substantially equivalent to the range and quality of programming offered to male persons who are similarly situated. Programs for female offenders shall be based upon the psychosocial developmental needs of female offenders. [L 2006, c 258, pt of §2]

" **[\$367D-2] Model programs; department of public safety.** Subject to funding by the legislature, the director of public safety shall foster a gender-responsive environment by providing model gender-responsive programs for female offenders that are responsive to statewide needs and geographical areas and shall award contracts for the programs. The gender-responsive environment and programs shall:

- (1) Respond in a rehabilitative way to the type of offenses female offenders generally commit and address pathways to crime;
- (2) Respond to the problems of female offenders with dependent children;
- (3) Respond to the importance of developing self-determination through independent living and marketable job skills;
- (4) Assist female offenders in overcoming their own extreme degree of dependency by developing and fostering strong and healthy relationships without losing self-esteem;
- (5) Respond appropriately to the specific health care needs of women, including but not limited to mental health and substance abuse services;
- (6) Offer transitional support for female offenders and their families to promote successful reentry into their families and communities; and
- (7) Offer technical assistance and training toward the implementation of other similar programs. [L 2006, c 258, pt of §2]

" **[\$367D-3] Contracts.** To encourage cooperation and assist private agencies that have existing programs designed specifically for female offenders and to encourage private agencies to develop and implement new programs, the director of public safety shall make contracts available to private agencies electing to participate in the contract program, subject to chapter 103F. [L 2006, c 258, pt of §2]

" **[\$367D-4] Agency programs; proportionate costs.** Where several private agencies combine to provide one or more of the programs under this chapter, the cost of each program shall be borne proportionately by the participating agencies on the basis of need or use as determined by rules adopted by the director of public safety pursuant to chapter 91. [L 2006, c 258, pt of §2]

" **[\$367D-5] Duties of the director of public safety.** The director of public safety shall:

- (1) Review all plans for programs for female offenders;
- (2) Review contract applications or proposals for model programs for female offenders and award contracts for programs;
- (3) Monitor the delivery of services provided under contract programs for female offenders;
- (4) Establish, by rule, a method of determining the amount or percentage of local contribution to receive a contract under this chapter; and
- (5) Collaborate with the Community Alliance on Prisons or other advocacy group in Hawaii as a resource on women's issues for the department. [L 2006, c 258, pt of §2]

" **[\$367D-6] Female adjudicated youth.** The office of youth services shall collaborate with the departments of human services, health, labor and industrial relations, and education, as well as with representatives of the private sector, to develop a comprehensive continuum of care to address the gender-responsive needs of female adjudicated youth. [L 2006, c 258, pt of §2]

" **[\$367D-7] Model programs; office of youth services.** Subject to funding by the legislature, the director of the office of youth services shall foster a gender-responsive environment by providing model gender-responsive programs for female adjudicated youth that are responsive to statewide needs and geographical areas and shall award contracts for the programs. The gender-responsive environment and programs shall:

- (1) Respond in a rehabilitative way to the type of offenses female adjudicated youth generally commit and address pathways to crime;
- (2) Respond to the problems of female adjudicated youth with dependent children;
- (3) Respond to the importance of developing self-determination through education; employment training; special education to the learning disabled; and

social, cognitive, communication, and life skills training;

- (4) Assist female adjudicated youth in overcoming their own extreme degree of dependency by developing and fostering strong and healthy relationships without losing self-esteem;
- (5) Respond appropriately to the specific health care needs of girls and women, including but not limited to mental health and substance abuse services;
- (6) Offer transitional support for female adjudicated youth and their families to promote successful reentry into their families, schools, and communities; and
- (7) Offer technical assistance and training toward the implementation of other similar programs. [L 2006, c 258, pt of §2]

" **§367D-8 Annual report.** The department of public safety and the office of youth services shall submit an annual report to the legislature no later than twenty days before the convening of each regular session on the following areas: program descriptions, type and costs of contracts made, name of the private agency awarded each contract, and the success of each contract in meeting program specifications. The report shall detail the development of the comprehensive continuum of care to address the gender-responsive needs of Hawaii's female offenders and female adjudicated youth both in-state and abroad. The report shall also highlight the existing gaps in the system and include recommendations for resources needed to reach a seamless continuum of care and other relevant information concerning the creation of a gender-responsive environment for female offenders and female adjudicated youth. [L 2006, c 258, pt of §2; am L 2007, c 9, §13]