

DAVID Y. IGE
GOVERNOR



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

DEPT. COMM. NO. 302

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Tommy Johnson
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Jordan Lowe
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No. _____

December 28, 2020

The Honorable Ronald D. Kouchi,
President and Members of the Senate
Thirty-first State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Scott K. Saiki, Speaker
and Members of the House of the
House of Representatives
Thirty-first State Legislature
State Capitol, Room 431
Honolulu, HI 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

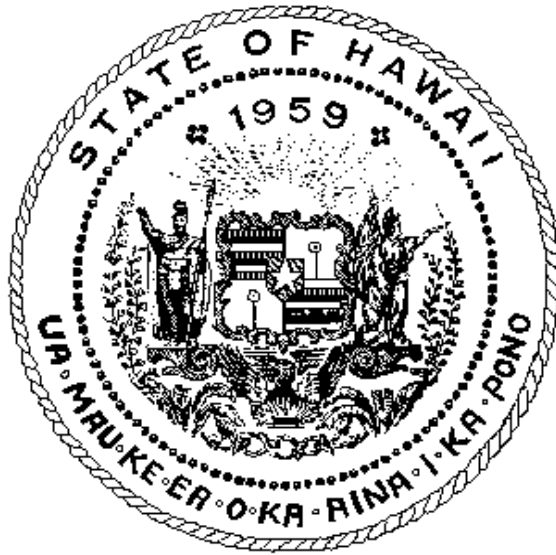
For your information and consideration, I am transmitting a copy of the **Report on the Need for and Implementation of Various Provisions of Chapter 353G**, as required by Subsection 353G-13 (c), Hawaii Revised Statutes. In accordance with Section 93-16, Hawaii Revised Statutes, I am also informing you that the report may be viewed electronically at: <https://dps.hawaii.gov/wp-content/uploads/2020/12/Report on the Need for and Implementation of Various Provisions of Chapter 353G.pdf>.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Otani", is written over a horizontal line.

Max N. Otani
Director

Enclosure



**DEPARTMENT OF PUBLIC SAFETY
REPORT TO THE 2021 LEGISLATURE**

**HRS 353G-13 (c)
CRIMINAL OFFENDER TREATMENT ACT**

**Department of Public Safety
Corrections Program Services Division
December 2020**

**Report on the Criminal Offender Treatment Act
Section 353G-13(c), Hawaii Revised Statutes**

INTRODUCTION

The Department of Public Safety (PSD) is statutorily required to report on an annual basis to the Legislature and to the Governor, its findings concerning the need for and implementation of the various provisions of Chapter 353G. The report must include information collected under HRS 353G-13 (c), subsection:

- (a) Every assessment program, treatment program, correctional center or facility, and parole agency that provides services pursuant to this chapter or that otherwise supervises a person or issues an order pursuant to this chapter shall keep case specific records and aggregate data and statistics as may be required by the Department of Health and which shall be required by the statewide substance abuse treatment monitoring program under section 321192.5. The Department of Public Safety shall collect data in accordance with section 321192.5 from any assessment program, treatment program, treatment provider, correctional center or facility, and parole agency that provide substance abuse treatment to persons served through public funds administered by the Department of Public Safety.
- (b) The Department of Public Safety shall include in the contract with any treatment provider all criteria established by the Department of Health pursuant to section 321-192.5 to determine whether the treatment provider is achieving success in treating individuals with substance abuse problems/dependencies.
- (c) The Department of Public Safety, in conjunction with the Department of Health, shall report on an annual basis to the legislature and to the governor, its findings concerning the need for and implementation of the various provisions of this chapter. The report shall include information collected under subsection (a) and a synopsis of information or data necessary to determine the impact, utility, and cost benefits of the provisions of this chapter.
- (d) The Department of Public Safety, in conjunction with the Department of Health, shall establish an advisory board that shall be comprised of judges, prosecutors, defense attorneys, adult probation officials, parole officials, correctional officials, representatives of assessment programs and treatment programs, and individuals working in licensed alcohol and other drug abuse treatment facilities who are past consumers of treatment services. The advisory board shall meet periodically to discuss the provisions, implementation, and evaluation of this chapter, and to make recommendations to the Department of Health.

URINALYSIS DRUG TESTING OF OFFENDERS

PSD's Drug Detection Program policy and procedure (COR.08.10) for offenders and defendants was established in order to standardize a statewide program to detect, control and deter the unauthorized use and/or abuse of drugs and alcohol by adult offenders/defendants to support PSD's commitment to its policy of zero-tolerance for substance use.

Drug testing is conducted at all of PSD's correctional centers, correctional facilities, community-based programs and furlough programs. The general population at each facility is tested randomly at 5% per month in addition to having suspicion or cause to test the offenders. Offenders in community-based programs are tested a minimum of twice per month. Offenders in substance abuse treatment programs are tested a minimum of once per month.

During Fiscal Year 2020 (FY'20) spanning July 1, 2019 through June 30, 2020, approximately 8,800 specimens were collected statewide using both immunoassay testing and rapid test cups. Each sample collected is tested for up to nine specific drugs including but not limited to amphetamines, opiates, cannabinoids (THC), and alcohol (ETG). Over 66,000 individual tests for illicit drugs were completed with goals of increasing testing in the next fiscal year. The results of both, quantitative and qualitative testing yielded 374, or 4.27% of all specimens collected were positive for illicit drug use. That means that more than 95% of the specimens collected were free from any illicit substances.

SUBSTANCE ABUSE TREATMENT SERVICES

*It is important to note that for this year's reporting, the overall numbers of offenders entering and completing treatment programming have been greatly impacted by the COVID-19 pandemic. All facilities have been impacted, and virtually all programming had to be suspended to effectively contend with COVID-19 response. In general, treatment programming has yet to return to pre-COVID levels of consistency. Efforts are ongoing.

Outpatient Substance Abuse Treatment

The Women's Community Correctional Center (WCCC), Halawa Correctional Facility (HCF), Kulani Correctional Facility (KCF), Waiawa Correctional Facility (WCF), Kauai Community Correctional Center (KCCC), and the Maui Community Correctional Center (MCCC) offer and provide contracted, outpatient substance use treatment services through with Salvation Army's Addiction Treatment Services (ATS). Outpatient services provided at KCF are provided by State civil service personnel.

Outpatient services utilize a cognitive-behavioral treatment component lasting approximately 40 to 60 hours, meeting at least once per week. An evidence-based, cognitive-behavioral therapy curriculum is utilized by programs. Outpatient services are for inmates who are at low risk for criminal conduct and meet diagnostic criteria for substance use disorders. Offenders within this modality of treatment tend to have had minimal disruption in their psychosocial or vocational functioning due to substance use. This level of service may also be appropriate (based on assessment) for inmates who have completed treatment programs in the community or during previous incarcerations but have not been able to consistently maintain their recovery goals. For FY 2020, there were 215 new admissions and 137 successful completions. Many of those enrolled into treatment are still in programming due to program suspensions.

Intensive Outpatient Substance Abuse Treatment

Intensive Outpatient (IOP) substance abuse treatment services are provided at the following facilities: WCCC, HCF, WCF, and KCF. Services provided at WCCC and HCF are procured via contract with the Salvation Army – ATS, while services at WCF and KCF are provided by State civil service personnel.

The IOP consists of group sessions ranging two to three hours in duration. These groups meet at least 3 days per week and are accompanied by monthly individual counseling sessions or more as needed. The program facilitators utilize a mix of the Change Companies' Residential Drug Abuse Program and other resources from the company which are evidenced based, cognitive-behavioral curriculums. The program duration is approximately 9 months for completion. Each group operates via modified, closed-ended group with a maximum of 15 offenders per group. Assessment, treatment planning, individual and group sessions, and continuing care services are provided for each participant. For FY 2020, there were 80 new admissions with 95 successful completions.

Women's Intensive Outpatient Treatment Services

The Intensive Outpatient Treatment program consists of two to three-hour group sessions, at least 3 days per week with accompanying individual counseling sessions as needed. Contracted staff of the Salvation Army Addiction Treatment Services team utilizes the Change Companies' Residential Drug Abuse Program, which is an evidenced-based, cognitive-behavioral curriculum. The duration of the program is approximately 9 months to completion. Each group is a closed ended group with a maximum of 15 women per group. Assessment and treatment planning, individual and family counseling, and aftercare services are provided for each participant. For FY 2020 there were 15 admissions and 28 successful completions.

Residential Substance Abuse Treatment:

Waiawa Correctional Facility

KASHBOX Therapeutic Community (TC): 52 beds, Operated by PSD's Corrections Program Services-Substance Abuse Services Branch

KASHBOX is an intensive long-term, TC treatment program lasting approximately 12-months. In response to more complex cases, the duration may increase up to 15-months. Ideal participants for this level of treatment are those assessed as high risk for criminal conduct and recidivism.

Cognitive Behavioral Treatment and Social Learning Theory are combined to address criminal thinking and behaviors. Participants work through an evidence-based, Residential Drug Abuse Program, cognitive-behavioral curriculum. This process assists program participants to learn, develop, and practice skill sets essential to changing criminal thoughts and behaviors while addressing criminogenic needs. The TC provides the environment to safely develop and practice the skills in a community setting within the prison where the "community is method" is allowed to be in practice. As the TC residents live and work together separated from the general

population, they are accountable to one another in practicing recovery skills. FY 2020 reporting period had provided 30 new admissions and 33 successful completions.

Women's Community Correctional Center

Ke Alaula Therapeutic Community (TC): 50 beds.

The program is operated by Hina Mauka through a purchase of service agreement with PSD and is located within the WCCC. The program is an intensive long-term, 9 to 12-month therapeutic community. In response to more complex cases, the duration of the program may be extended to meet the individual's needs.

Cognitive Behavioral Treatment and Social Learning Theory combine to address criminal thinking and behavior. As the TC residents live and work together separated from the general population, they hold each other accountable to practice recovery skills and change their criminal thinking and behavior. Specialized services were also provided in sexual and physical abuse, domestic violence, criminality and other types of gender responsive issues.

At the beginning of FY 2020, there were approximately 50 inmates in the program. Between July 1, 2019 and June 30, 2020, there were 50 new admissions and 24 successful completions. The remaining inmates continued their participation in the program after thru June 30, 2020. Programming has been stalled due to COVID related circumstances.

Oahu Community Correctional Center, Laumaka Work Furlough Center

Laumaka Bridge Program is a 64-bed residential substance abuse reentry, work furlough program for offenders who have completed IOP, or Residential substance abuse treatment while incarcerated and fall within the moderate to high risk range for recidivism. In March of 2015, the amount of beds increased from 32-beds to currently 64-beds with the help of federal funding of the Bridge expansion grant. The program provides opportunities to practice social learning, cognitive learning, and recovery skills learned in treatment while transitioning to the community. Family therapy and job development services are also provided as the offender reconnects with family and community resources.

At the beginning of FY July 1, 2019 through June 30, 2020, there were approximately 64 inmates participating within the Laumaka Bridge program. During the fiscal year, there were 79 new admissions and 57 successful completions.

Women's Community Correctional Center

The Bridge Program is a residential substance abuse reentry, work furlough program for inmates who have completed IOP, or residential substance abuse treatment while incarcerated. The targeted population would be of moderate to high risk of recidivating. The program provides opportunities to practice social learning, cognitive, and recovery skills learned in treatment while transitioning to the community. Family therapy, psychological, and job development services were provided as the inmate reconnects with family and community resources. During the period from July 1, 2019 to June 30, 2020, there were 31 new admissions and 28 successful completions. The daily average inmate participation was 12.

Saguaro Correctional Center

The Saguaro Correctional Center is contracted under the *Mainland Branch* of the *State of Hawaii Public Safety Department* and offers Outpatient and Intensive Residential substance abuse treatment (Intensive Outpatient treatment in a Residential setting) for adult male offenders.

During the fiscal year, July 1, 2019 through June 30, 2020, there were approximately 353 new admissions and 215 successful completions recorded for both levels of treatment services combined. Detailed reports may be viewed via the Mainland Branch data reports.