STAND. COM. REP. NO. 1109 -22

Honolulu, Hawaii

MAR 18

, 2022

RE: S.B. No. 2771

S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Corrections, Military, & Veterans, to which was referred S.B. No. 2771, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RISK AND NEEDS ASSESSMENT FOR FEMALE OFFENDERS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Department of Public Safety to develop a pretrial female risk and needs assessment tool and conduct internal pretrial female risk and needs assessments to measure the female offender's risk of flight, criminal conduct, or harm to the community; and
- (2) Require the pretrial female risk and needs assessment tool to consider factors important to female offenders when considering their risk of reoffending and treatment needs.

Your Committee received testimony in support of this measure from the Hawai'i Correctional System Oversight Commission, Women's Prison Project, Hawaii Substance Abuse Coalition, and three individuals. Your Committee received comments on this measure from the Department of Public Safety.

2022-2294 SB2771 HD1 HSCR HMSO

Your Committee finds that women's pathways to incarceration, risk factors for recidivism, and rehabilitation needs differ from those of men and are not adequately identified or addressed by assessment tools that were originally developed for males in the criminal justice system. Parenting stress, lack of childcare, and the need for single mothers to support their family are among the risk factors and needs not identified in non-gender-responsive assessments. This measure ensures the accurate and effective assessment of female offenders by requiring the Department of Public Safety to develop a tool and conduct on female offenders pretrial risk and needs assessments for risks of flight, reoffending, or harming the community.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$40,000 to allow the Department on Public Safety to conduct a quantitative study of candidate instruments.

As affirmed by the record of votes of the members of your Committee on Corrections, Military, & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2771, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2771, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Corrections, Military, & Veterans,

TAKASHI OHNO, Chair

State of Hawaii House of Representatives The Thirty-first Legislature

HECK 1109-22

Record of Votes of the Committee on Corrections, Military, & Veterans

Bill/Resolution No.: SB2771 SD1	Committee Referral:	Date:	16/12	
SB2771 SD1 The committee is reconsidering its prev	CMV, THA, FIR	<u> </u>	, /	
The recommendation is to: Pass,	unamended (as is) Pass, with a short form bill with HD to recommit for	mendments (HD) future public hea)	
CMV Members	Ayes Aye	es (WR)	Nays	Excused
1. OHNO, Takashi (C)				
2. GANADEN, Sonny (VC)	X			
3. BRANCO, Patrick Pihana	X			
4. KOBAYASHI, Bertrand	Y			10.44 Men 1240,8 1 (8 1 (8 1)
T WONG G				
5. KONG, Sam Satoru				
6. MORIKAWA, Dee				
6. MORIKAWA, Dee				
7. TARNAS, David A.		Adiliano na velkali to princis ad		66 va pavis v.a.d
8. McDERMOTT, Bob		· ' ' a		\sim
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TOTAL (8)	6			2
TOTAL (8) The recommendation is: Ado If joint		lid not support re	commendation.	2
The recommendation is:	referral,	lid not support re	commendation.	2