

Honolulu, Hawaii

FEB 18 2022

RE: S.B. No. 2836

S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committees on Judiciary and Labor, Culture and the Arts, to which was referred S.B. No. 2836 entitled:

"A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Judiciary to create a separate employment classification for juvenile probation officers;
- (2) Establish minimum procedures for the appointment of juvenile probation officers; and
- (3) Require reports to the Legislature on the status of the implementation of this Act.

Your Committees received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Adult Friends for Youth; and eleven individuals. Your Committees received comments on this measure from the Judiciary.

Your Committees find that the duties performed by juvenile probation officers are essential and vital to the State's juvenile justice system. Juvenile probation officers address a wide range of complex issues that impact the well-being of the State's youth




and their families. Their efforts to transform the juvenile justice system have resulted in a significant reduction in juvenile crime across the State. Your Committees also find that juvenile probation officers are currently classified as social workers within the Judiciary's hiring system. This classification has created confusion about the role and authority of juvenile probation officers, including their ability to take minors into custody, administer drug tests, and establish reporting requirements for earned discharge from probation. Juvenile probation officers do not currently have access to annual safety training and do not possess sufficient identification, such as badges, to ensure their safety in the field. This measure will provide juvenile probation officers with the necessary tools and training that they need to adequately perform their duties assigned.

Your Committees have amended this measure by:

- (1) Inserting an effective date of July 30, 2075, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Judiciary and Labor, Culture and the Arts that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2836, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2836, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Judiciary and  
Labor, Culture and the Arts,

  
BRIAN T. TANIGUCHI, Chair

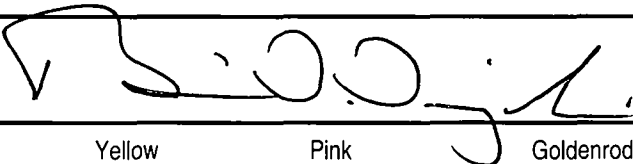
  
KARL RHOADS, Chair





The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Labor, Culture and the Arts**  
**LCA**

Bill / Resolution No.:* <b>SB 2836</b>	Committee Referral: <b>JDC/LCA, WAM</b>	Date: <b>2/16/22</b>		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
IHARA, Jr., Les (VC)				✓
CHANG, Stanley	✓			
KEOHOKALOLE, Jarrett	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes