
A BILL FOR AN ACT

RELATING TO GENDER PARITY IN PROGRAMS FOR INCARCERATED WOMEN.

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

1 SECTION 1. The legislature finds that section 367D-1,
2 Hawaii Revised Statutes, requires parity in the programming
3 offered to women and men incarcerated in the State's
4 correctional facilities. More specifically, the section
5 provides in relevant part:

6 Adult women convicted of crimes and juvenile females
7 adjudicated for offenses that would be crimes if
8 committed by an adult or who are adjudicated delinquents
9 shall be provided a range and quality of programming
10 substantially equivalent to the range and quality of
11 programming offered to male persons who are similarly
12 situated.

13 These programs include educational development, job training,
14 substance abuse and cognitive-behavioral treatment services, and
15 cultural practices.

16 The legislature further finds that, based on the
17 information provided in the department of public safety's



1 December 2021 report to the legislature on gender responsive
2 community based programs for women, parity does not appear to
3 exist with respect to the range and quality of programming that
4 is currently available to female and male inmates in the State.

5 The purpose of this Act is to appropriate funds to the
6 Hawaii Friends of Restorative Justice as a grant to conduct a
7 study of programming offered to persons incarcerated at
8 correctional facilities and to convene a group of incarcerated
9 women for the purpose of identifying gaps in programming offered
10 to female inmates.

11 SECTION 2. There is appropriated out of the general
12 revenues of the State of Hawaii the sum of \$ or so
13 much thereof as may be necessary for fiscal year 2023–2024 as a
14 grant pursuant to chapter 42F, Hawaii Revised Statutes, to the
15 Hawaii Friends of Restorative Justice to conduct a study of
16 programming offered to persons incarcerated at correctional
17 facilities and to convene a group of incarcerated women to help
18 identify gaps in programming offered to female inmates; provided
19 that the Hawaii Friends of Restorative Justice shall use the
20 report of the task force convened by House Concurrent Resolution
21 No. 85, Regular Session of 2016, as a model to provide



1 recommendations to improve outcomes for incarcerated women;
2 provided further that the Hawaii Friends of Restorative Justice
3 shall consult with the interagency council on intermediate
4 sanctions and correctional program checklist committee when
5 conducting the study and making recommendations to improve
6 outcomes for incarcerated women; provided further that the
7 Hawaii Friends of Restorative Justice shall submit the study,
8 including any proposed legislation, to the legislature no later
9 than December 1, 2023.

10 The sum appropriated shall be expended by the judiciary for
11 the purposes of this Act.

12 SECTION 3. This Act shall take effect on July 1, 2050.



Report Title:

Hawaii Friends of Restorative Justice; Corrections; Inmates;
Programming; Gender Parity; Study; Appropriation

Description:

Appropriates funds to the Hawaii Friends of Restorative Justice as a chapter 42F, Hawaii Revised Statutes, grant to conduct a study of all programming offered to persons incarcerated at correctional facilities and convene a group of incarcerated women for the purpose of identifying gaps in programming offered to female inmates. Requires that the study be submitted to the Legislature by 12/1/2023. Effective 7/1/2050. (SD1)

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