

JAN 24 2024

A BILL FOR AN ACT

RELATING TO JAIL DIVERSION.

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

1 SECTION 1. Pursuant to the "District Court, First Circuit,
2 Misdemeanor Post-Booking Jail Diversion Program" memorandum of
3 agreement executed in February 2023, the department of health
4 shall, for all eligible participants in the district court jail
5 diversion program, conduct the following:

6 (1) An initial screening for possible serious mental
7 illness;

8 (2) If a possible serious mental illness is indicated by
9 the initial screening, a mental health assessment; and

10 (3) If a possible serious mental illness is indicated by
11 the mental health assessment, a validated risk needs
12 assessment.

13 The department of health shall also determine for each
14 eligible participant whether the criteria for further evaluation
15 and possible emergency hospitalization pursuant to section 334-
16 59(a)(3), Hawaii Revised Statutes, have been met and, if
17 satisfied, follow the applicable statutory procedures.



S.B. NO. 3318

1 SECTION 2. This Act shall take effect upon its approval.

2

INTRODUCED BY: _____

Karl Rhoads



S.B. NO. 331B

Report Title:

DOH; District Court Jail Diversion Program; Mental Illness

Description:

Requires the Department of Health, for all eligible participants in the District Court Jail Diversion Program, to conduct an initial screening for possible serious mental illness; a mental health assessment for all eligible participants indicated as possibly having a serious mental illness by the initial screening; and a validated risk needs assessment for all eligible participants indicated as possibly having a serious mental illness by the mental health assessment. Requires the Department of Health to determine for each eligible participant whether the criteria for further evaluation and possible emergency hospitalization have been met and, if satisfied, follow the applicable statutory procedures.

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