

## ACT 128

H.B. NO. 3099-76

A Bill for an Act Relating to the Intake Service Center Advisory Board.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 353-1.3, Hawaii Revised Statutes, is amended to read:

**“Sec. 353-1.3 Creation of intake service center advisory board.** There shall be an intake service center advisory board, hereinafter called the board. The board shall consist of fifteen members who shall be appointed by the governor for a term ending on the day that the governor completes his term in office, but who shall continue to serve on the board until their successors are appointed. Three members each shall be selected from the judiciary and among private social service agencies. Two members each shall be selected from the department of social services and housing, the department of health, from among the police departments of the counties, from among the prosecuting attorneys of the counties, and the remaining member shall be the public defender. A vacancy occurring in the membership shall be filled for the unexpired term thereof. The board shall select its chairman from one of its appointed members. The members shall receive no compensation for their services on the board, but shall be reimbursed for actual expenses incurred in the performance of their duties.

The board shall advise and recommend to the governor policies, directions, priorities, and procedures for the operation of intake service centers, conduct at periodic intervals a review of the performance of intake service centers, and shall nominate and submit to the governor the names of one or more qualified candidates for each vacant intake service center director and executive director position from which the governor shall appoint one.”

SECTION 2. Section 353-1.4, Hawaii Revised Statutes, is amended to read:

**“Sec. 353-1.4 Creation of intake service center.** (a) There shall be an intake service center for each of the counties, each of which shall be directed and managed by a director appointed by the governor pursuant to section 353-1.3 without regard to chapters 76 and 77, but who shall meet qualifications for the position determined by the department of personnel services. The director of the Oahu intake service center shall be the over-all state executive director of all the intake service centers and shall manage, control and direct them and provide periodic reports not less than annually on their operations to the governor and the intake service center advisory board. Any center may be integrated with and operated concurrently with a community correctional center.

- (b) It shall:
- (1) Provide guidance and technical services for volunteer referrals and to admitted persons, correctional diagnostic and evaluation services for diversionary determinations, pre-sentence investigations for the courts, and post-sentence correctional prescription program planning for committed persons;
  - (2) Provide short-term residential detention for persons awaiting judicial disposition who have not been conditionally released;
  - (3) Provide such other personal and correctional services as needed;
  - (4) Monitor and record the progress of persons admitted to the center, who undergo further treatment or who participate in prescribed correctional programs;
  - (5) Refer persons admitted to the center in selected cases, to community programs pending judicial disposition or where judicial proceedings are discontinued or suspended;
  - (6) Provide for adult persons, correctional services including but not limited to orientation, social, psychiatric-psychological evaluations, employment counseling, social inventory and programming, medical and dental services, and referral services to community programs.
- (c) It may be staffed by full-time or part-time professional staff appointed pursuant to chapter 76, or utilize contractual professional services.”

**SECTION 3. Severability.** If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or application of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

**SECTION 4.** Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.\*

**SECTION 5.** This Act shall take effect on July 1, 1976.

(Approved May 17, 1976.)

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\*Edited accordingly.