A Bill for an Act Relating to Corrections.

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

SECTION 1. Section 353-16.2, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

- "(a) The director may effect the transfer of a committed felon to any correctional institution located in another state regardless of whether the state is a member of the Western Interstate Corrections Compact; provided that the institution is in compliance with [the standards of the American Correctional Association,] appropriate health, safety, and sanitation codes of the state, provides a level of program activity for the inmate that is suitable, and is operated [either] by that state, by any of its political subdivisions, or by a private institution; and provided further that the transfer is either:
 - (1) In the interest of the security, management[,] of the correctional institution where the inmate is presently placed, or the reduction of prison overcrowding; or
 - (2) In the interest of the inmate.

[All transfers authorized pursuant to this subsection shall be in accordance with rules adopted by the director pursuant to chapter 91.]"

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved June 17, 1996.)