STAND. COM. REP. NO. 933

Honolulu, Hawaii

March 2, 2007

RE: H.B. No. 1440 H.D. 3

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 1440, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

begs leave to report as follows:

The purpose of this bill is to clarify the jurisdictional authority of the Office of the Ombudsman when investigating the contractual acts of any correctional facility with which the Department of Public Safety (DPS) has contracted to hold persons committed to the custody of the Director of Public Safety.

The Community Alliance on Prisons, Ke Kahua Pa'a, and an individual testified in support of this bill. DPS opposed this measure. The Office of the Ombudsman (Ombudsman) submitted comments on this bill.

Your Committee has amended this bill by:

- (1) Allowing the Ombudsman to notify DPS or the contracted facility directly of the intention to investigate a complaint rather than requiring the Ombudsman to work through DPS; and
- (2) Changing the effective date to July 1, 2020, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1440, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1440, H.D. 3.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair

HSCR 933

State of Hawaii House of Representatives The Twenty-fourth Legislature

Record of Votes of the Committee on Finance

Bill/Resolution No.: HR 1440 HD2	Date:	2/22/	101	
Committee Referral: PSM, LMG, FIW	The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended Pass, with amendments				
Pass, with amendments, for recommittal for further consideration				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)				
2. LEE, Marilyn B. (VC)	/			
3. BELATTI, Della Au				
4. BROWER, Tom	/			
5. CARROLL, Mele				
6. CHONG, Pono				<u></u>
7. HANOHANO, Faye P.	/			
8. HAR, Sharon E.	_			
9. MAGAOAY, Michael Y.				
10. MANAHAN, Joey				
11. MIZUNO, John				
12. NAKASONE, Bob				
13. RHOADS, Karl				
14. SAGUM, Roland D., III	-			
15. TOKIOKA, James Kunane				
16. AWANA, Karen Leinani				<u> </u>
17. MEYER, Colleen Rose				
18. WARD, Gene, Ph.D.				
TOTAL	17	0	0	1
The recommendation is: Adopted				
☐ Not Adopted				
If joint referral,	mmittee acronym(did not suppo	ort recommendation.	•
Maril	B. Lee	s) 		
Vice Chair's or designee's signature:				
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