

STAND. COM. REP. NO.

1023

Honolulu, Hawaii

MAR 27 2009

RE: H.B. No. 1152  
H.D. 1  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Madam:

Your Committee on Public Safety and Military Affairs, to which was referred H.B. No. 1152, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Department of Public Safety to establish one or more non-interest-bearing accounts with one or more financial institutions to maintain the funds of inmates during incarceration;
- (2) Allow inmates to use their own funds for approved expenses and purchases during incarceration; and
- (3) Authorize the Director of Public Safety to designate a percentage of all funds earned by the inmate to be deposited and held in a non-spendable account to provide funds to the inmate upon release from custody.

Testimony in support of this measure was submitted by one state agency. Testimony in opposition of this measure was submitted by three individuals. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that the Department of Public Safety needs authorization to provide inmates with one or more



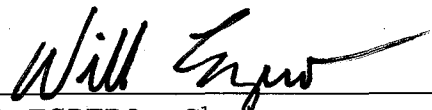
non-interest-bearing accounts during the inmate's incarceration to appropriately transfer and safeguard the correct amount of money in an inmate's spendable and non-spendable accounts. Your Committee also finds that clarification is needed to ensure that any funds held by the Department of Public Safety for the benefit of an incarcerated inmate are not to receive interest of any kind at any time during the inmate's incarceration.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Public Safety and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1152, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1152, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Public Safety and  
Military Affairs,



WILL ESPERO, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Public Safety and Military Affairs**  
**PSM**

Bill / Resolution No.:* <b>HB 1152 HD1</b>	Committee Referral: <b>PSM, WAM</b>	Date: <b>3-19-09</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	X			
BUNDA, Robert (VC)	X			
ENGLISH, J. Kalani				X
GABBARD, Mike				X
GALUTERIA, Brickwood	X			
KIDANI, Michelle N.	X			
HEMMINGS, Fred				X
TOTAL	4			3
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: 				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

**\*Only one measure per Record of Votes**