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STATE OF HAWAII  
**DEPARTMENT OF PUBLIC SAFETY**  
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No. \_

TESTIMONY ON HOUSE BILL 414  
RELATING TO PUBLIC SAFETY

by  
Clayton A. Frank, Director  
Department of Public Safety

House Committee on Public Safety  
Representative Faye P. Hanohano, Chair  
Representative Henry J.C. Aquino, Vice Chair

Thursday , February 12, 2009; 8:30AM  
State Capitol, Conference Room 309

Representative Hanohano. Representative Aquino, and Members of the Committee:

The Department of Public Safety (PSD) does not support House Bill 414, which seeks to requires PSD to establish key performance indicators or measure and to submit comprehensive monthly reports related to Act 8, First Special Session Laws of Hawaii 2007, also known as the Community Safety Act of 2007.

Currently, Act 8 and Act 213 of SLH 2007 already requires the Department to submit several reports to the Legislature related to the performance indicators on some of its programs. These reports include performance indicators on inmate transition and reentry into the community; the inmate apprenticeship program; inmate transitional work furlough and substance abuse treatment services; the inmate job development program, and several other required area. The reporting requirements of ACT 8 are in addition to the approximately twenty-four other various reports the Department already provides the legislature.

In addition, the requirement for providing comprehensive reports each month will create a substantial increase in the workload, which **cannot** be absorbed by the current

staff. The current staff's ever increasing workload is already burdensome and is compounded by the fact that the Department does not have adequate database capacity, or computers for the correctional facilities. In order to comply with the proposed monthly reporting requirement, at least two additional full time staff positions would be required along with funding for additional office equipment. Further, it should also be noted that any marked changes in performance indicators are gradual and take place over an extended period of time and cannot be determined with monthly reports.

Further, to ensure the information in the reports are complete, accurate and provided on a timely basis, the Department requires time to establish definitions and measures; develop and test data collection and reporting procedures; and conduct recruitment efforts to fill the new position that will be required. We also require the time necessary to train that staff member.

Finally, thank you for the opportunity to provide testimony and clarify the manpower and costs implications of this unnecessary and burdensome measure.

LINDA LINGLE  
GOVERNOR



STATE OF HAWAII  
**HAWAII PAROLING AUTHORITY**  
1177 ALAKEA STREET, GROUND FLOOR  
Honolulu, Hawaii 96813

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No. \_\_\_\_\_

TESTIMONY ON HOUSE BILL 414  
RELATING TO INMATE REHABILITATION;  
REENTRY SYSTEM; PERFORMANCE INDICATORS

HAWAII PAROLING AUTHORITY  
Albert Tufono, Chair

Committee on Public Safety  
Representative Faye P. Hanohano, Chair  
Representative Henry J.C. Aquino, Vice Chair

Chair Hanohano and Vice Chair Aquino and Committee Members:

The Hawaii Paroling Authority cannot support Senate Bill 414, which requires the Department of Public Safety to establish performance indicators and provide reports to the legislature on a monthly basis. While the intent of this bill would provide evidence based data, the Hawaii Paroling Authority currently does not have sufficient staffing and resources to collect the data that is being requested in this bill. Database infrastructure enhancement, additional staff and equipment and training of staff would be required to fulfill the monthly reporting requirement.

Information on parole recidivism that is being sought in this bill is presently being collected by the Interagency Council on Intermediate Sanctions. Although the information is not captured on a monthly basis, the data provides sufficient information to identify trends in the criminal justice population.

Thank you for this opportunity to testify and we ask that this bill be held.



the  
**Drug Policy  
Forum**  
of hawaii

February 12, 2009

To: Representative Faye Hanohano, Chair  
Representative Henry J.C. Aquino, Vice Chair  
And Members of the Committee on Public Safety

From: Jeanne Ohta, Executive Director

RE: HB 414 Relating to Public Safety  
Hearing: February 12, 2009, 8:30 a.m., Room 309

Position: Support

The Drug Policy Forum of Hawaii supports this measure which requires the Department of Public Safety to establish performance indicators; requires monthly reports to the legislature, using key performance indicators.

Businesses measure performance against established goals to determine how well the business has done and if goals are not met, what needs to be changed to achieve those goals. In the same way, performance indicators will provide a basis to evaluate the progress of the Department of Public Safety in preparing individuals to reenter the community. It is also important to know whether the department is in compliance with the Community Safety Act of 2007.

The concept is not to just track programs, but to measure the success rate of participants to determine if the programs are effective.

As stated in the bill, the annual report of the department does not provide information on program outcomes. Performance indicators will assist in evaluating the efficacy of programs and will also assist in keeping the relevant agencies accountable for their performance.

We urge the committee to pass the measure. Thank you for the opportunity to testify.

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COMMITTEE ON PUBLIC SAFETY  
Rep. Faye P. Hanohano, Chair  
Rep. Henry J.C. Aquino, Vice Chair  
Thursday, February 12, 2009  
8:30 am Room 309

**STRONG SUPPORT  
HB 414 – RELATING TO PUBLIC SAFETY (Performance Indicators)**

Aloha Chair Hanohano, Vice Chair Aquino and Members of the Committee!

My name is Carrie Ann Shirota, and I am writing in strong support of HB 414. My experiences as a former Public Defender and staff member of a reentry program on Maui, and member of Community Alliance on Prisons have shaped my advocacy efforts to promote accountability and transparency within our correctional system. Each of us has a stake in providing rehabilitation opportunities to help individuals better prepare for their release from prison as law-abiding, contributing members of their `ohana and community.

In order to promote accountability and cost effective outcomes, HB 414 directs the Department of Public Safety to establish key performance indicators to be incorporated in reports that evaluate the outcomes of program components outlined under Act 8. Rather than reinventing the wheel, the Department of Public Safety should seek guidance from other correctional departments in establishing other performance indicators. For example, Washington's State Department of Corrections developed "The DOC Re-entry Initiative Smart on Crime" Plan in 2006 as a means to protect the public from crime. The WA DOC contributes to this effort in two ways: 1) provides a human way to sanction wrongdoers by confining them in safe and secure prisons, and by supervising them in the community; and 2) provides rehabilitative program that reduce the likelihood offenders will repeat their past mistakes. As part of its Strategic Plan, the Washington DOC will "develop and evaluate measures that focus on maximizing staff preparedness, improving offender readiness and increasing community capacity to support successful offender re-entry."

Borrowing principles from WA's DOC, performance measures will support Hawaii's reentry legislation under Act 8 in the following ways:

- Strengthen organizational communication
- Demonstrate a cultural change as staff will see how their work impacts the successful reentry of offenders and offenders will understand why treatment and programs are required
- Informed decision-making to target and reallocate resources to "what works" and to solve operational challenges
- Increase offender and Department of Public Safety accountability

Just as the Washington Department of Corrections recognizes, a successful re-entry focused correctional system requires partnership. The Department of Public Safety cannot, and should not do it alone. Each of us has kuleana to ensure that the Department of Public Safety and any entity that PSD contracts with to house prisoners operates safe and humane prisons, and provides rehabilitation opportunities proven effective in helping individuals acquire the training and support to become law-abiding, contributing members of their `ohana and our community.

Mahalo for this opportunity to submit testimony in support of HB 414.

Sincerely,

Carrie Ann Shirota, Esq.  
Wailuku, Hawai'i  
(808) 269-3858

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**From:** Helen Kon [sugoishu1@yahoo.com]  
**Sent:** Monday, February 09, 2009 4:32 PM  
**To:** PBStestimony  
**Subject:** Testimony for 2/12/09

**Categories:** Yellow Category

COMMITTEE ON PUBLIC SAFETY

Rep. Faye P. Hanohano, Chair

Rep. Henry J.C. Aquino, Vice Chair

Thursday, February 12, 2009

8:30 AM

Room 309

Bill # HB414, RELATING TO PUBLIC SAFETY

Thank you for the opportunity to submit my testimony.

I strongly support this bill and urge passage of it so that the legislators will be able to have a better understanding of performance, expenditures, etc., of the Department of Public Safety. Without statistics, it is difficult for the Legislature to allocate funds and even when they do, not know how it was spent. It is like a parent giving money to a child haphazardly.

I believe it's only fair that the Legislature be kept apprized as stated in HB 414.

Elaine Funakoshi