STAND. COM. REP. NO.



Honolulu, Hawaii MAR 19 2010

RE: H.B. No. 1818 H.D. 2 S.D. 1

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Madam:

Your Committees on Public Safety and Military Affairs and Water, Land, Agriculture, and Hawaiian Affairs, to which was referred H.B. No. 1818, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO COGNITIVE RESTRUCTURING,"

beg leave to report as follows:

The purpose of this measure is to require the Department of Public Safety to:

- (1) Ensure that reentry/reintegration programs within Hawaii's correctional facilities offer cognitive behavioral therapy with native Hawaiian holistic interventions to address domestic violence, addictions, self-mastery through identity, and community connections to promote the successful transition from incarceration to the community;
- (2) Implement this measure with all new contracts for reentry/reintegration programs upon approval of this Act; and
- (3) Submit an annual report to the Legislature on these programs in Hawaii's correctional facilities no later than twenty days prior to the convening of each regular session, beginning with the Regular Session of 2011.



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Your Committees received testimony in support of this measure from five private entities and four individuals. Testimony in opposition was received from two state departments and one individual. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that a promising approach to reducing recidivism and helping inmates make the successful transition from prison to the community is cognitive restructuring and transition programs provided at correctional facilities. The programs assist offenders in restructuring their thought processes and teach cognitive skills that help with basic decision-making and problemsolving. When combined with strategies that help native Hawaiian inmates get back in touch with the values of their culture, cognitive rehabilitation can help break the vicious cycle of crime and punishment, as knowledge of native Hawaiian traditions and cultural values have helped many cope with social challenges.

Your Committees have amended this measure by:

- (1) Allowing the Department of Public Safety to offer cognitive behavioral therapy programs, rather than requiring the Department to do so, on the recommendation of the State Attorney General;
- Deleting reference to "native Hawaiian holistic" and (2) substituting "cultural and other interventions," on the recommendation of the State Attorney General;
- (3) Changing the effective date to upon approval; and
- Making a technical, nonsubstantive amendment. (4)

As affirmed by the records of votes of the members of your Committees on Public Safety and Military Affairs and Water, Land, Agriculture, and Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1818, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1818, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.



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Respectfully submitted on behalf of the members of the Committees on Public Safety and Military Affairs and Water, Land, Agriculture, and Hawaiian Affairs,

Tarno

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.:* HB 1818, HD2	Committee Referral: Date: PSM/WTL, WAM 3/14/10						
The committee is reconsidering its previous decision on this measure.							
The Recommendation is:							
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members		Aye	Aye (WR)	Nay	Excused		
ESPERO, Will (C)							
BUNDA, Robert (VC)							
ENGLISH, J. Kalani		V					
GABBARD, Mike							
GALUTERIA, Brickwood							
KIDANI, Michelle N.							
HEMMINGS, Fred		1			$\checkmark$		
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TOTAL		5			2		
Recommendation:							
Chair's or Designee's Signature:							
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy							

# \*Only one measure per Record of Votes

## The Senate Twenty-Fifth Legislature State of Hawaii

# Record of Votes Committee on Water, Land, Agriculture and Hawaiian Affairs WTL

Bill / Resolution No.:* Committee Referral: Date:   HB1818 HD2 PSM/WTLWM 3/17/10							
The committee is reconsidering its previous decision on this measure.							
If so, then the previous decision was to:							
The Recommendation is:							
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members	Aye	Aye (WR)	Nay	Excused			
HEE, Clayton (C)							
TOKUDA, Jill N. (VC)				1			
BUNDA, Robert							
FUKUNAGA, Carol							
KOKUBUN, Russell S.			20				
TAKAMINE, Dwight Y.							
HEMMINGS, Fred							
TOTAL	5			2			
Recommendation:							
Chair's or Designee's Signature:							
Distribution:   Original   Yellow   Pink   Goldenrod     File with Committee Report   Clerk's Office   Drafting Agency   Committee File Copy							
*Only <u>one</u> measure per Record of Votes							