

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2720  
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 Human Services and Public Safety and  
Military Affairs, to which was referred S.B. No. 2720 entitled:

"A BILL FOR AN ACT RELATING TO WARRANTS ISSUED BY THE  
EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES,"

beg leave to report as follows:

The purpose of this measure is to authorize the Executive  
Director of the Office of Youth Services to issue warrants for the  
arrest and return to custody of wards paroled from the Hawaii  
Youth Correctional Facility. Additionally, this measure  
authorizes county police and State law enforcement officers to  
arrest any ward who absconds from furlough or escapes from the  
Hawaii Youth Correctional Facility.

Testimony in support of this measure was submitted by the  
Department of Human Services Office of Youth Services, and the  
City and County of Honolulu Department of the Prosecuting  
Attorney. Comments on this measure were submitted by The  
Judiciary, State of Hawaii. Written testimony presented to the  
Committees may be reviewed on the Legislature's website.

Your Committees find that once a youth is paroled from the  
Hawaii Youth Correctional Facility, there is very little that can  
be done if they violate the terms of their parole unless they  
commit a new act in violation of the law. Your Committees also  
find that it is important to law enforcement agencies and the  
community to be able to remand youth offenders back into custody



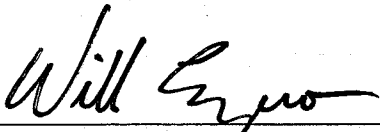
if they are in violation of the terms of their parole for their own guidance as well as the safety of the community at large.

Your Committees have amended this measure by:

- (1) Correcting the reference to "a person over nineteen years of age" to "a person nineteen years of age";
- (2) Clarifying the authority of the Director of the Office of Youth Services to "revoke" parole, rather than "grant" parole, to ensure that prior court approval is obtained when specifically required in the commitment order;
- (3) Deleting the words, "in like manner as ordinary criminal process" in reference to how law enforcement should execute warrants to arrest and return paroled wards to actual custody; and
- (4) Making technical, nonsubstantive stylistic amendments for purposes of clarity and consistency, including setting forth language of the section to be repealed.

As affirmed by the records of votes of the members of your Committees on Human Services and Public Safety and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2720, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2720, S.D. 1, and be referred to the Committee on Judiciary and Government Operations.

Respectfully submitted on  
behalf of the members of the  
Committees on Human Services  
and Public Safety and Military  
Affairs,



WILL ESPERO, Chair



SUZANNE CHUN OAKLAND, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Human Services**  
**HMS**

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SB 2720</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">HMS / PSM, J40</div>	Date: <div style="text-align: center; font-size: 1.2em;">2-11-10</div>		
<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
CHUN OAKLAND, Suzanne (C)	✓			
IHARA, Jr., Les (VC)	✓			
GREEN, M.D., Josh	✓			
HEMMINGS, Fred	✓			
TOTAL	4	0	0	0
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div style="width: 20%;"> <b>Distribution:</b>            Original            File with Committee Report         </div> <div style="width: 20%;">           Yellow            Clerk's Office         </div> <div style="width: 20%;">           Pink            Drafting Agency         </div> <div style="width: 20%;">           Goldenrod            Committee File Copy         </div> </div>				

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

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

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