

Honolulu, Hawaii

MAR 3 0 2010

RE: S.R. No. 90
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
Judiciary and Government Operations, to which was referred S.R.
No. 90 entitled:

"SENATE RESOLUTION REQUESTING THE HAWAII PAROLING AUTHORITY
TO ESTABLISH A HOPE PAROLE PILOT PROGRAM,"

beg leave to report as follows:

The purpose of this measure is to request the Hawaii Paroling
Authority to establish a two-year pilot project similar to the
Judiciary's probation modification project, Hawaii's Opportunity
Probation with Enforcement, or HOPE.

Your Committees received testimony in support of this measure
from three private entities and thirteen individuals. Comments
were received from one branch of government. Testimony in
opposition was received from one state department. Written
testimony presented to the Committees may be reviewed on the
Legislature's website.

This measure also requests, among other things, that:

- (1) The two-year pilot parole modification project consist
of no more than thirty parolees who are considered to be
at high risk of violating the conditions of their
parole; and
- (2) The Hawaii Paroling Authority make a preliminary report
to the Legislature no later than December 1, 2011, and a



final report no later than December 1, 2012, on specified information.

In 2004, the Circuit Court of the First Circuit launched a probation modification project, also known as Hawaii's Opportunity Probation with Enforcement, or HOPE. In a one-year, randomized controlled trial comparing HOPE probationers to probationers in a control group, HOPE probationers were fifty-five per cent less likely to be arrested for a new crime, seventy-two per cent less likely to use drugs, sixty-one per cent less likely to skip appointments with their supervisory officer, and fifty-three per cent less likely to have their probation revoked. As a result of their improved progress, the HOPE probationers involved in the controlled trial served or were sentenced to, on average, forty-eight per cent fewer days of incarceration than probationers in the control group. This measure is an effort to establish a comparable HOPE program to the parole system.

Your Committees have amended this measure by:

- (1) Specifying that the two-year pilot parole modification project consist of not more than thirty parolees to be chosen by the Hawaii Paroling Authority, and deleting reference to "high risk" in relation to the inmates in the program;
- (2) Deleting the reference to "weekly" in relation to the frequency of randomized drug testing; and
- (3) Requesting the State Attorney General and the HOPE Program of the Judiciary to assist the Department of Public Safety to gather and record information for purposes of the reports to the Legislature.

As affirmed by the records of votes of the members of your Committees on Public Safety and Military Affairs and Judiciary and Government Operations that are attached to this report, your Committees concur with the intent and purpose of S.R. No. 90, as amended herein, and recommend that it be referred to the Committee on Ways and Means, in the form attached hereto as S.R. No. 90, S.D. 1.



Respectfully submitted on
behalf of the members of the
Committees on Public Safety and
Military Affairs and Judiciary
and Government Operations,



BRIAN T. TANIGUCHI, Chair




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.:* <div style="font-size: 1.2em; font-family: cursive;">SR 90</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">PSM/JGO, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">3/29/10</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
ESPERO, Will (C)	<input checked="" type="checkbox"/>			
BUNDA, Robert (VC)	<input checked="" type="checkbox"/>			
ENGLISH, J. Kalani				<input checked="" type="checkbox"/>
GABBARD, Mike	<input checked="" type="checkbox"/>			
GALUTERIA, Brickwood	<input checked="" type="checkbox"/>			
KIDANI, Michelle N.				<input checked="" type="checkbox"/>
HEMMINGS, Fred				<input checked="" type="checkbox"/>
TOTAL	4			3
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-top: 10px;">  </div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> Original File with Committee Report Yellow Clerk's Office Pink Drafting Agency Goldenrod Committee File Copy </div>				

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

The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Judiciary and Government Operations
JGO

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Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert	✓			
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
TOTAL	6	0	0	0
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-top: 10px;"> </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

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