

MAR 10 2011

SENATE CONCURRENT RESOLUTION

REQUESTING THE ESTABLISHMENT OF AN EARNED TIME PROGRAM.

1 WHEREAS, many correctional jurisdictions in the United
2 States use an incentive system that rewards inmates for positive
3 behavior, commonly known as credit for good time served; and
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5 WHEREAS, an earned time credit system was first implemented
6 in the eighteenth century to relieve overcrowding, reward
7 inmates who have no behavioral infractions, and encourage
8 participation in inmate rehabilitation programs; and
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10 WHEREAS, Hawaii does not have an earned time program
11 incentive to provide eligibility for parole of an inmate before
12 the expiration of that inmate's minimum term, as set by the
13 Hawaii Paroling Authority; and
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15 WHEREAS, an earned time program provides for release on
16 parole before the expiration of an inmate's minimum term upon
17 demonstrating progress toward rehabilitation in certain
18 categories; and
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20 WHEREAS, an earned time program is necessary for inmates to
21 have a sense of accomplishment and achievement, both of which
22 are critical to successful rehabilitation and re-entry into the
23 community; now, therefore,
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25 BE IT RESOLVED by the Senate of the Twenty-sixth
26 Legislature of the State of Hawaii, Regular Session of 2011, the
27 House of Representatives concurring, that the Department of
28 Public Safety is requested to plan and implement an earned time
29 program as described in this measure, for committed persons who
30 are serving time for a non-violent drug offense and who have
31 successfully completed a residential drug abuse program; and
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1 BE IT FURTHER RESOLVED that the Department of Public Safety
2 is requested to develop, establish, and implement the following
3 standards and procedures for the earned time program:

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5 (1) Objective standards for measuring progress in each of
6 the following categories, to the extent that the
7 services are available at the committed person's
8 correctional facility:

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10 (A) Work, vocational, or occupational training and
11 skills, including consideration of factors such
12 as attendance, promptness, performance,
13 cooperation, care of materials, and safety;

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15 (B) Social adjustment, including skills such as group
16 living, housekeeping, personal hygiene, and
17 cooperation;

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19 (C) Participation in counseling sessions and self-
20 help groups;

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22 (D) Therapeutic and other similar departmental
23 programs; and

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25 (E) Education or literacy programs;

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27 (2) Procedures for evaluating, recording, and certifying
28 progress under the earned time program; and

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30 (3) Procedures for awarding earned time deductions and
31 recording and applying days earned under the earned
32 time program; and

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34 BE IT FURTHER RESOLVED that the Department of Public Safety
35 annually review the performance of each person committed to its
36 custody to date and grant, withhold, withdraw, or restore an
37 earned time deduction from the person's minimum term of
38 imprisonment set by the Hawaii Paroling Authority; and

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40 BE IT FURTHER RESOLVED that the following information about
41 the earned time program be made available in writing to all
42 eligible committed persons upon request and conspicuously posted
43 in an area of the correctional facility that is accessible for
44 review by committed persons:



(1) Departmental standards and procedures for the earned time program; and

(2) Equivalencies between:

(A) Days served in accordance with earned time program requirements and credits earned; and

(B) Credits earned and days earned; and

BE IT FURTHER RESOLVED that the Department of Public Safety report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2012 on its progress in establishing and implementing an earned time program consistent with this measure; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to Director of Public Safety and Administrator of the Hawaii Paroling Authority.

OFFERED BY:

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