STAND. COM. REP. NO. 1503

Honolulu, Hawaii

April 8 , 2011

RE: S.B. No. 48

S.D. 1

H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 48, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CORRECTIONS,"

begs leave to report as follows:

The purpose of this bill is to support the overall welfare of Hawaii inmates by:

- (1) Establishing criteria that must be considered in deciding whether to transfer inmates to mainland prisons or between Hawaii correctional facilities;
- (2) Prohibiting the transfer of Hawaii inmates to the mainland with 12 months or less to serve before being eligible to be paroled; and
- (3) Prohibiting inmates with serious medical or mental conditions to be considered for transfer to other Hawaii correctional facilities or out-of-state institutions.

A member of the Maui County Council, the Office of Hawaiian Affairs, the Drug Policy Forum of Hawaii, the Community Alliance on Prisons, the Drug Policy Action Group, American Civil Liberties Union of Hawaii, and a concerned individual supported this bill. The Department of Public Safety opposed this measure.

SB48 HD2 HSCR FIN HMS 2011-3628

Your Committee has amended this bill by:

- (1) Deleting the provision allowing, and establishing the criteria for, the transfer of a committed felon to any in-State correctional facility;
- (2) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 48, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 48, S.D. 1, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair



State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Finance

SB 48, SDI, HDI	Committee Referral: PBM, FIN	Date:	11/1/	,
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	V			
2. LEE, Marilyn B. (VC)	V.			
3. CHONG, Pono				
4. CHOY, Isaac W.				
5. COFFMAN, Denny	\(\times			
6. CULLEN, Ty	V			
7. HAR, Sharon E.	V			
8. HASHEM, Mark J.	V			
9. ICHIYAMA, Linda	\(\sum_{\sum_{\color}} \)			
10. JORDAN, Jo				
11. LEE, Chris	L			
12. MORIKAWA, Dee	V			
13. TOKIOKA, James Kunane	~			
14. YAMASHITA, Kyle T.	V			
15. MARUMOTO, Barbara C.				
16. RIVIERE, Gil				
17. WARD, Gene		-		2
direction.				
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		 -	,	<u> </u>
TOTAL (17)	16	0	0	1
The recommendation is: Adopted Not Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: Marily 3. Lev				
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