STAND. COM. REP. NO.

1090

Honolulu, Hawaii

March 23, 2011

RE: S.B. No. 49

S.D. 1 H.D. 1

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

Sir:

Your Committee on Public Safety & Military Affairs, to which was referred S.B. No. 49, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES,"

begs leave to report as follows:

The purpose of this bill is to provide a communication link between what happens in a correctional facility and policy makers by requiring the Director of Public Safety to report any death of a correctional facility employee or inmate to the Senate President, Speaker of the House of Representatives, and legislative committee chairs having primary responsibility for public safety issues.

This measure applies specifically to deaths that occur:

- (1) At a correctional facility; or
- (2) From an injury sustained at a correctional facility.

The Office of Hawaiian Affairs, Community Alliance on Prisons, American Civil Liberties Union of Hawaii, The Drug Policy Forum of Hawaii, a Maui County Councilmember, and several concerned individuals supported this bill. The Department of Public Safety opposed this measure.

Your Committee has amended this bill by:

- (1) Changing its effective date to July 1, 2020, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 49, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 49, S.D. 1, H.D. 1, and be referred to the Committee on Legislative Management.

Respectfully submitted on behalf of the members of the Committee on Public Safety & Military Affairs,

HENRY J.C. AQVINO, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature

HSGR 1090

Record of Votes of the Committee on Public Safety & Military Affairs

Bill/Resolution No.: SB 49 SD1	Committee Referral:	Date:	Date: 3/17/2011	
SB 49 SD1 PBM, LMG ○11+12011 ☐ 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)				
PBM Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)				
2. CULLEN, Ty (VC)				
3. ICHIYAMA, Linda				
or additivity billed				
4. LEE, Marilyn B.			·	
5. LUKE, Sylvia				
C CATTLE C WIT				
6. SAIKI, Scott K.				
7. SOUKI, Joseph M.				/
8. TAKAI, K. Mark				
9. TAKUMI, Roy M.				
· Alle College Alle				
10. YAMASHITA, Kyle T.				
11. FONTAINE, George R.				
12. JOHANSON, Aaron Ling				
				-
TOTAL (12)	9	2	Ø	
The recommendation is: Adopted If joint referral, committee acronym(s) Not Adopted did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				