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# A BILL FOR AN ACT

RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 353E-1, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "[+]§353E-1[+] Sex offender treatment; statewide program  
4 **established.** There is established a statewide, integrated  
5 program for the treatment of adult sex offenders in the custody  
6 of the State to be implemented on a cooperative basis by the  
7 department of public safety, the judiciary, and the Hawaii  
8 paroling authority, and any other agency that may be assigned  
9 sex offender oversight responsibilities. The agencies shall:

- 10 (1) Develop and continually update, as necessary, a  
11 comprehensive statewide master plan for the  
12 assessment, evaluation, treatment, and supervision of  
13 sex offenders that provides for a continuum of  
14 programs under a [~~uniform treatment~~] best practices  
15 philosophy;
- 16 (2) Develop and implement a statewide, integrated system  
17 of sex offender assessment, evaluation, treatment, and



- 1           supervision services and programs that reflect the  
2           goals and objectives of the master plan;
- 3           (3) Identify all offenders in their custody who would  
4           benefit from sex offender treatment;
- 5           (4) Work cooperatively to monitor and evaluate the  
6           development and implementation of sex offender  
7           treatment programs and services;
- 8           (5) Develop appropriate training and education programs  
9           for public and private providers of sex offender  
10          treatment, assessment, evaluation, and supervision  
11          services;
- 12          (6) Conduct research and compile relevant data on sex  
13          offenders;
- 14          (7) Work cooperatively to develop a statewide management  
15          information system for sex offender treatment;
- 16          (8) Make every effort to secure grant funds for research,  
17          program development, training, and public education in  
18          the area of sex assault prevention;
- 19          (9) Network with public and private agencies that come  
20          into contact with sex offenders to keep abreast of  
21          issues that impact [~~en~~] and increase community



- 1 awareness regarding[-] the statewide sex offender
- 2 treatment program;
- 3 (10) As far as practicable, share information and pool
- 4 resources to carry out responsibilities under this
- 5 chapter; [~~and~~]
- 6 (11) Coordinate their funding requests for sex offender
- 7 treatment programs to deter competition for resources
- 8 that might result in an imbalance in program
- 9 development that is detrimental to the master plan
- 10 treatment concept[-]; and
- 11 (12) Develop and implement standards and guidelines for the
- 12 assessment, evaluation, treatment, and supervision of
- 13 sex offenders."

14 SECTION 2. Section 353E-2, Hawaii Revised Statutes, is  
 15 amended to read as follows:

16 "**§353E-2 Interagency coordination.** (a) To carry out  
 17 their responsibilities under section 353E-1, the department of  
 18 public safety, Hawaii paroling authority, judiciary, department  
 19 of health, department of human services, and any other agency  
 20 assigned sex offender oversight responsibilities by law or  
 21 administrative order, shall establish, by an interagency  
 22 cooperative agreement, a coordinating body, to be known as the



1 sex offender management team, to oversee the development and  
2 implementation of sex offender treatment programs in the State  
3 [~~to ensure compliance with the intent of the master plan~~  
4 ~~developed under~~] consistent with section 353E-1(1). The  
5 interagency cooperative agreement shall set forth the role of  
6 the [~~coordinating body~~] sex offender management team and the  
7 responsibilities of each agency that is a party to the  
8 agreement.

9 (b) The department of public safety shall be the lead  
10 agency for the statewide sex offender treatment program. As the  
11 lead agency, the department shall act as facilitator of the  
12 [~~coordinating body~~] sex offender management team by providing  
13 administrative support to the [~~coordinating body~~] management  
14 team.

15 (c) Notwithstanding any other provision to the contrary,  
16 for purposes of sex offender treatment and community  
17 supervision, any agency that is part of the interagency  
18 cooperative agreement shall provide, upon the request of any  
19 other participating agency, all relevant criminal, parole,  
20 medical, psychological, or mental health records of any offender  
21 receiving supervision or treatment while under custody of the  
22 State. Records received by a participating agency under this



1 section shall be confidential and shall be disclosed by the  
2 receiving agency only for the purposes and under the  
3 circumstances expressly authorized by this section. Any agency  
4 providing records under this section shall document the  
5 disclosures made under this section, including the name of the  
6 agency to which the record is disclosed, the title of the record  
7 disclosed, and the date of disclosure.

8 (d) Notwithstanding any provision to the contrary, the  
9 statewide integrated sex offender treatment program established  
10 by this chapter shall not be subject to the requirements of part  
11 I of chapter 92."

12 SECTION 3. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Statewide Integrated Sex Offender Treatment Program

**Description:**

Requires the Statewide Integrated Sex Offender Treatment Program to include nationally recognized best practices for the treatment of sex offenders, identifies the Program's coordinating body as the "Sex Offender Management Team", and exempts the Program from the meeting requirements of the State's public agency meetings and records law. (HB2333 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

