

STAND. COM. REP. NO.

1280

Honolulu, Hawaii

March 24, 2017

RE: S.B. No. 718
S.D. 1
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 718, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE COMMUNITY COURT OUTREACH PROJECT,"

begs leave to report as follows:

The purpose of this measure is to help nonviolent, nonfelony offenders who face drug abuse and mental health challenges by establishing the Community Court Outreach Project with the coordinated efforts of the Judiciary, Prosecuting Attorney of the City and County of Honolulu, and Public Defender in the City and County of Honolulu and appropriating funds to the Judiciary and Department of Public Safety for the purposes of the Project.

The Judiciary, Office of the Public Defender, Governor's Coordinator on Homelessness, City and County of Honolulu Department of the Prosecuting Attorney, Community Alliance on Prisons, Hawaii Substance Abuse Coalition, Action With Aloha, The Salvation Army Addiction Treatment Services and Family Treatment Services, American Civil Liberties Union of Hawaii, and several individuals testified in support of the measure. The Department of Public Safety provided comments.

SB718 HD1 HSCR JUD HMS 2017-3045



Your Committee has amended this measure by replacing its contents with H.B. No. 457, H.D. 1, which was heard by your Committee on February 1, 2017, and which is a similar measure, except that it:

- (1) Deletes the provision that restricted the court from ordering imprisonment;
- (2) Deletes the appropriation to the Department of Public Safety to provide security for the project;
- (3) Changes the effective date to July 1, 2050, to encourage further discussion; and
- (4) Makes technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 718, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 718, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

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


SCOTT Y. NISHIMOTO, Chair



State of Hawaii
House of Representatives
The Twenty-ninth Legislature

HSCR 1280

Record of Votes of the Committee on Judiciary

| Bill/Resolution No.: SB 718 SD1 | Committee Referral: JUD, FIN | Date: 3/15/17 | | |
|--|--|-------------------------|------|----------|
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | | | |
| The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) | | | | |
| JUD Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. NISHIMOTO, Scott Y. (C) | / | | | |
| 2. SAN BUENAVENTURA, Joy A. (VC) | / | | | |
| 3. BELATTI, Della Au | | | | / |
| 4. BROWER, Tom | / | | | |
| 5. JOHANSON, Aaron Ling | / | | | |
| 6. LEE, Chris | / | | | |
| 7. MORIKAWA, Dee | | | | / |
| 8. NAKASHIMA, Mark M. | / | | | |
| 9. OSHIRO, Marcus R. | / | | | |
| 10. McDERMOTT, Bob | / | | | |
| 11. THIELEN, Cynthia | / | | | |
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| TOTAL (11) | 9 | | | 2 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small> | | | | |
| Vice Chair's or designee's signature: | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO | | | | |