

JAN 24 2018

A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

1 SECTION 1. According to The Pew Center on the States, one
2 in thirty-two adults in Hawaii is under correctional control.
3 The legislature recognized that the financial, social, and
4 economic costs of incarceration without adequate rehabilitation
5 are staggering, and thus enacted Act 8, Special Session Laws of
6 Hawaii 2007 (Act 8), also known as the Community Safety Act of
7 2007 and codified as chapter 353H, Hawaii Revised Statutes.
8 Act 8 established a comprehensive offender reentry system under
9 the purview of the department of public safety. One key
10 component of Act 8 required the department of public safety to
11 submit annual reports relating to the implementation, progress,
12 and effectiveness of the various program components specified in
13 Act 8.

14 While the department's annual report listed program
15 activities and statistics, it did not include information on
16 program outcomes. The legislature finds that use of performance
17 indicators is an effective way to monitor and evaluate the



1 progress of the comprehensive reentry system and to reflect the
2 philosophical change to the department's approach to
3 rehabilitation and reentry mandated by Act 8. Additionally, the
4 legislature requires specific data to accurately assess programs
5 and to continue to improve public policy.

6 The purpose of this Act is to:

- 7 (1) Direct the department of public safety to establish
8 key performance indicators or measures to be
9 incorporated in reports that evaluate the outcomes of
10 program components as required in Act 8; and
11 (2) Require the department of public safety to submit
12 specific program participation data quarterly to the
13 legislature.

14 SECTION 2. Chapter 353H, Hawaii Revised Statutes, is
15 amended by adding two new sections to be appropriately
16 designated and to read as follows:

17 "§353H- Performance indicator reporting. (a) The
18 department of public safety shall develop performance measures
19 that accurately reflect progress toward specific goals,
20 including:

- 21 (1) Improving recidivism rates;



(2) Decreasing prisoner assaults on correctional staff;

(3) Reducing correctional staff turnover; and

(4) Improving departmental efficiencies in staffing, budgeting, and data management and analysis.

(b) The department shall develop key performance indicators, which shall include:

(1) The number of individuals enrolled in and who have completed a general education diploma or competency-based diploma;

(2) The number of individuals for whom a reentry plan is filed and the number of individuals who exit jail or prison with a reentry plan;

(3) Drug test failure rates of inmates while incarcerated and while on parole;

(4) The number of inmates currently enrolled in and who have completed drug treatment programs provided by the department of public safety;

(5) The number of inmates currently enrolled in and who have completed restorative circles;

(6) The number of parolees who have applied for a reduction of their minimum sentence, the number of



1 applications approved and denied, and, when
2 applicable, the reasons for the denial of a parolee's
3 application;

4 (7) The number of parole revocation hearings and the
5 results of parole revocation hearings that, when
6 applicable, explain why the parolees' revocation was
7 denied;

8 (8) The cost of incarceration per inmate, per day, per
9 facility;

10 (9) Offender demographics, including gender, race, age,
11 and type of offense;

12 (10) The number of individuals who received vocational
13 training or rehabilitation services and type of
14 vocational training or rehabilitation services
15 received;

16 (11) The total number of inmate intakes, by month,
17 including the number of intakes each month within the
18 past year and past five years;

19 (12) The total number of inmates released, by month;

20 (13) The number of inmates with substance abuse problems,
21 including the type of dependence or addiction, and the



number of inmates with no reported substance abuse problems;

(14) The median length of incarceration, excluding inmates who have received life sentences or been paroled; and

(15) The prison population forecast for the next decade.

§353H- Quarterly reporting requirements. (a) For each program established pursuant to this chapter, the department shall submit a report to the legislature within thirty days of the last working day of the months of March, June, September, and December, beginning with the period ending on September 30, 2018. Each report shall reference key performance indicators that track rehabilitation and reentry efforts for individuals being prepared to exit the correctional system. The report shall also include:

(1) A complete list of programs offered;

(2) The length of each program;

(3) Each program's success rate, including the percentage of participant completion in the previous two years;

(4) A description of participant criteria assessed by the program for admittance;

(5) The number of available positions with each program;



1 (6) The number of potential participants on waiting lists;

2 (7) The number of participants who do not complete the
3 program;

4 (8) A summary of reasons why participants do not complete
5 a program; and

6 (9) A complete list of programs that are no longer offered
7 and explanations for termination of the programs.

8 (b) The department shall also post the reports
9 electronically on the department's internet website in a timely
10 manner."

11 SECTION 3. Section 353G-13, Hawaii Revised Statutes, is
12 amended by amending subsection (c) to read as follows:

13 "(c) The department of public safety, in conjunction with
14 the department of health, shall report on [~~an annual~~] a
15 quarterly basis to the legislature and to the governor, its
16 findings concerning the need for and implementation of the
17 various provisions of this chapter. The report shall include
18 information collected under subsection (a) and a synopsis of
19 information or data necessary to determine the impact, utility,
20 and cost-benefits of the provisions of this chapter. The report
21 shall also include:



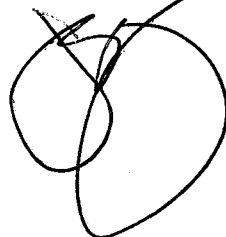
- (1) A complete list of programs offered;
- (2) The length of each program;
- (3) Each program's success rate, including the percentage
of participant completion in the previous two years;
- (4) A description of participant criteria assessed by the
program for admittance;
- (5) The number of available positions with each program;
- (6) The number of potential participants on waiting lists;
- (7) The number of participants who do not complete the
program;
- (8) A summary of common reasons why participants do not
complete a program; and
- (9) A complete list of programs no longer offered with
explanations for termination of the programs."

SECTION 4. Statutory material to be repealed is bracketed
and stricken. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

INTRODUCED BY:

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S.B. NO. 2861

Report Title:

Inmate Rehabilitation; Reentry System; Reporting Requirements

Description:

Requires DPS to establish performance indicators. Requires quarterly reports of the established performance indicators, criminal offender treatment programs, and programs established pursuant to the community safety act.

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

