
A BILL FOR AN ACT

RELATING TO ASSISTANCE FOR PERSONS COMPLETING A TERM OF
IMPRISONMENT.

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

- 1 SECTION 1. (a) There is established within the judiciary
2 a five-year recidivism prevention pilot program consisting of
3 three components: the housing voucher program, child care
4 voucher program, and employer income tax credit program, to
5 assist the reentry efforts of program participants for two years
6 following the individual's exit from a correctional center.
- 7 (b) A program participant shall be an individual:
- 8 (1) Who is a resident of Hawaii;
- 9 (2) Who exited from the women's community correctional
10 center;
- 11 (3) Whose household income does not exceed eighty per cent
12 of the area median income; and
- 13 (4) Who is employed and either:
- 14 (A) Works for twenty or more hours in a workweek; or



1 (B) Spends twenty or more hours per workweek working
2 or participating in programs relating to
3 education, substance abuse, or parenting.

4 (c) Housing voucher program. The housing voucher program
5 shall provide program participants with housing vouchers on a
6 first-come, first-served basis; provided that the program
7 participant continues to satisfy the eligibility criteria in
8 subsection (b); provided further that the aggregate amount of
9 financial assistance provided under the pilot program has not
10 reached the maximum amount set forth in subsection (f). Each
11 housing voucher shall not exceed \$ and shall be used
12 for:

13 (1) Rent for the program participant's primary residence;
14 or

15 (2) Down payment or mortgage payments for the program
16 participant's primary residence; provided that the
17 program participant shall not own, operate, or control
18 any other residential real property.

19 (d) Child care voucher program. The child care voucher
20 program shall provide program participants with child care



1 vouchers on a first-come, first-served basis; provided that the
2 program participant:

3 (1) Continues to satisfy the eligibility criteria in
4 subsection (b);

5 (2) Has a child for whom the program participant has
6 physical custody; and

7 (3) Does not receive any child care subsidies;

8 provided further that the aggregate amount of financial
9 assistance provided under the pilot program has not reached the
10 maximum amount set forth in subsection (f). Each child care
11 voucher shall not exceed \$ per child and shall be used
12 for payment of fees to a child care facility for providing
13 services to the program participant's child.

14 (e) Employer income tax credit program. There shall be
15 allowed to each taxpayer subject to the tax imposed by chapter
16 235, Hawaii Revised Statutes, a credit for employment of a
17 qualified program participant-employee, which shall be
18 deductible from the employer's net income tax liability, if any,
19 imposed by chapter 235, Hawaii Revised Statutes, for the taxable
20 year in which the credit is properly claimed; provided that:



- 1 (1) The program shall require from an employer who employs
2 a qualified program participant-employee, an
3 application for verification of employment of a
4 qualified program participant-employee, in a form
5 prescribed by the program;
- 6 (2) Upon verifying that the individual named as a
7 qualified program participant-employee in the
8 application satisfies the criteria set forth in
9 paragraph (7), the program shall:
- 10 (A) Issue a written verification of employment of a
11 qualified program participant-employee to the
12 employer-applicant; and
- 13 (B) Provide the department of taxation and department
14 of labor and industrial relations with
15 information on the employer and the qualified
16 program participant-employee, and any other
17 information deemed necessary by the department of
18 taxation and department of labor and industrial
19 relations to verify and apply the tax credit to
20 the employer pursuant to this subsection;



1 (3) The tax credit allowed under this subsection shall be
2 available to the employer for a period not to exceed
3 two years after the date of the qualified program
4 participant-employee's release from incarceration;

5 (4) The amount of the tax credit under this subsection for
6 the taxable year shall be equal to the amount of
7 contributions paid by the employer pursuant to section
8 383-61, Hawaii Revised Statutes, for the qualified
9 program participant-employee. The department of labor
10 and industrial relations shall provide the department
11 of taxation with information deemed necessary by the
12 department of taxation pertaining to the amount of
13 contributions paid by the employer pursuant to section
14 383-61, Hawaii Revised Statutes, for the qualified
15 program participant-employee;

16 (5) The tax credit allowed under this subsection shall be
17 claimed against the employer's net income tax
18 liability for the taxable year. A tax credit under
19 this subsection that exceeds the employer's income tax
20 liability may be used as a credit against the



1 employer's income tax liability in subsequent years
2 until exhausted;

3 (6) All claims for tax credits under this subsection,
4 including any amended claims, shall be filed on or
5 before the end of the twelfth month following the
6 close of the taxable year for which the credits may be
7 claimed. Failure to comply with the foregoing
8 provision shall constitute a waiver of the right to
9 claim the credit; and

10 (7) For the purposes of this subsection, "qualified
11 program participant-employee" means an individual who:
12 (A) Is a Hawaii resident;
13 (B) Is eighteen years of age or older;
14 (C) Was released from incarceration during the two-
15 year period preceding the employer's filing of an
16 application for verification of employment of the
17 individual;
18 (D) Has sole or primary custody of one or more
19 children under the age of eighteen; and
20 (E) Works for the employer for twenty or more hours
21 in a workweek.



1 (f) The aggregate monetary amount of vouchers provided to
2 program participants by the State under subsections (c) and (d)
3 shall not exceed \$30,000 for each fiscal year.

4 (g) The judiciary shall adopt rules pursuant to chapter
5 91, Hawaii Revised Statutes, and prescribe forms to be used by
6 program participants to carry out the purposes of this section;
7 provided that rules and forms to carry out subsection (e) shall
8 be adopted and prescribed by the department of taxation, in
9 consultation with the judiciary, except as provided under
10 subsection (e) (1).

11 (h) The judiciary shall submit a report of its findings
12 and recommendations pertaining to the pilot program to the
13 legislature no later than twenty days prior to the convening of
14 the regular session of 2027. The report shall include:

15 (1) A record of pilot program activities and
16 accomplishments;

17 (2) A recommendation on whether the pilot program should
18 be continued, modified, or terminated, including
19 whether the assistance under the pilot program should
20 be extended to other correctional centers; and

21 (3) Any proposed legislation.



1 (i) As used in this Act:

2 "Child" means an unmarried individual who is under eighteen
3 years of age. "Child" includes a biological, adopted, or foster
4 child; a stepchild; and a legal ward.

5 "Child care facility" has the same meaning as in section
6 346-151, Hawaii Revised Statutes.

7 "Child care subsidy" has the same meaning as in section
8 346-151, Hawaii Revised Statutes.

9 "Pilot program" means the five-year recidivism prevention
10 pilot program established pursuant to this Act.

11 SECTION 2. There is appropriated out of the general
12 revenues of the State of Hawaii the sum of \$ or so
13 much thereof as may be necessary for fiscal year 2022-2023 for
14 the implementation and operation of the five-year recidivism
15 prevention pilot program and for the establishment of five full-
16 time equivalent (5.00 FTE) permanent transition navigator
17 positions within the judiciary; provided that the transition
18 navigators shall provide assistance to individuals exiting the
19 women's community correctional center in successfully rejoining
20 their families and the community.



1 The sum appropriated shall be expended by the judiciary for
2 the purposes of this Act.

3 SECTION 3. This Act shall take effect on July 1, 3000, and
4 shall be repealed on July 1, 2027; provided that the tax credit
5 under section (e) of this Act shall apply to taxable years
6 beginning after December 31, 2022, and ending before January 1,
7 2028.



S.B. NO. 3293
S.D. 2
H.D. 2

Report Title:

Recidivism Prevention Pilot Program; Housing Voucher; Child Care Voucher; Employer Tax Credit; Judiciary; Appropriation

Description:

Establishes within the judiciary a five-year recidivism prevention pilot program consisting of three components: a housing voucher program, child care voucher program, and employer income tax credit program to assist the reentry efforts of certain individuals who exited the women's community correctional center. Appropriates funds for the program and five transition navigator positions within the judiciary. Effective 7/1/3000. Repeals 7/1/2027. (HD2)

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