

Honolulu, Hawaii

FEB 17 2022

RE: S.B. No. 3295

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Human Services, to which was referred S.B. No. 3295 entitled:

"A BILL FOR AN ACT RELATING TO CORRECTIONS,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish the Women's Correctional Implementation Commission within the Department of Public Safety to provide oversight of state correctional facilities that incarcerate women, receive and investigate complaints from incarcerated women, monitor the criminal justice system's progress in implementing reforms, and monitor programs and data that are important to ensuring successful outcomes for women in the correctional system; and
- (2) Appropriate moneys to fund the Commission's operations, including the hiring of necessary staff.

Your Committees received testimony in support of this measure from the Women's Prison Project and four individuals. Your Committees received comments on this measure from the Hawai'i Correctional System Oversight Commission, Department of Public Safety, and Department of Budget and Finance.



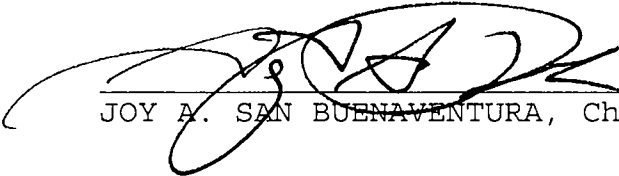
Your Committees find that many aspects of the State's criminal justice system are designed to meet the needs of men because they make up a larger proportion of the criminal justice system's population. Consequently, the needs of women, who made up about twelve percent of the State's combined jail and prison population in 2018, are often not being met. Your Committees further find that women often have very different pathways into the criminal justice system than men. Similarly, women in the correctional system have different needs and experience different barriers to success. Your Committees believe that the State has an important interest in ensuring that the unique needs of women in this system are being met. This measure will allow the State to ensure that women are not being left behind in a system that was designed primarily with men in mind by establishing and funding the Women's Correctional Implementation Commission within the Department of Public Safety to provide oversight of state correctional facilities that incarcerate women, receive and investigate complaints from incarcerated women, monitor the criminal justice system's progress in implementing reforms, and monitor programs and data that are important to ensuring successful outcomes for women in the correctional system.

Your Committees have heard the testimony of the Department of Public Safety noting the close similarity of the measure's requirements to the duties and responsibilities of the Hawaii Correctional Systems Oversight Commission. Your Committees also note the recommendation that the Women's Correctional Implementation Commission be placed within the Hawaii Correctional Systems Oversight Commission to receive funding. Your Committees find that these issues raise concerns that merit further consideration and request that your Committee on Ways and Means further examine those issues and concerns raised by the testifiers on this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3295 and recommend that it pass Second Reading and be referred to your Committee on Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Public Safety,
Intergovernmental, and Military
Affairs and Human Services,



JOY A. SAN BUENAVENTURA, Chair




CLARENCE K. NISHIHARA, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental, and Military Affairs
PSM

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 3295	PSM/ITMS, WAM	2/10/2022		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	✓			
DECOITE, Lynn (VC)	✓			
BAKER, Rosalyn H.	✓			
RIVIERE, Gil				✓
FEVELLA, Kurt	✓			✓
TOTAL	11/34	0	0	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes

The Senate
 Thirty-First Legislature
 State of Hawai'i

**Record of Votes
 Committee on Human Services
 HMS**

Bill / Resolution No.:* SB3295	Committee Referral: PSM/HMS, WAM	Date: 2/10/22		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SAN BUENAVENTURA, Joy A. (C)	✓			
IHARA, Jr., Les (VC)	✓			
ACASIO, Laura	✓			
MISALUCHA, Bennette E.				✓
FEVELLA, Kurt	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: John Chan				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

***Only one measure per Record of Votes**