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# A BILL FOR AN ACT

RELATING TO INCARCERATION.

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

1           SECTION 1. The legislature finds that once released from  
2 jails and prisons, individuals having arrest and conviction  
3 records face many barriers to success, including housing  
4 restrictions, workplace restrictions, and informal restrictions.  
5 Further, the problems associated with reentry and the high rate  
6 of recidivism among the formerly incarcerated population  
7 necessitate programs to divert individuals from pretrial  
8 detention and effectively assist the transition of formerly  
9 incarcerated individuals from jails and prisons to the  
10 community. As noted in the December 2018 "Final Report of the  
11 House Concurrent Resolution 85 Task Force on Prison Reform to  
12 the Hawaii Legislature", "[e]ffective programs are essential for  
13 a successful rehabilitative system".

14           The legislature further finds that an individual's stay in  
15 a jail or prison costs the public between \$200 and \$400 per day,  
16 depending on the level of security measures required. These



1 costs may be dramatically reduced through the implementation of  
2 reentry and reintegration programs.

3 Accordingly, the purpose of this Act is to reduce  
4 recidivism rates in the State and increase productivity in  
5 affected communities by appropriating moneys for the development  
6 and maintenance of diversion, reentry, and rehabilitation  
7 programs within the State.

8 SECTION 2. There is appropriated out of the general  
9 revenues of the State of Hawaii the sum of \$ or so  
10 much thereof as may be necessary for fiscal year 2022-2023 for  
11 the development and maintenance of diversion, reentry, and  
12 rehabilitation services and programs by non-profit organizations  
13 within the State, as they relate to offenders while they are in  
14 the department of public safety's custody and control.

15 The sum appropriated shall be expended by the department of  
16 public safety for the purposes of this Act; provided that the  
17 department of public safety may distribute the moneys  
18 appropriated through grants; provided further that these  
19 distributions shall not be subject to chapter 42F, Hawaii  
20 Revised Statutes.



1 SECTION 3. There is appropriated out of the general  
 2 revenues of the State of Hawaii the sum of \$ or so  
 3 much thereof as may be necessary for fiscal year 2022-2023 for  
 4 the development and maintenance of diversion, reentry, and  
 5 rehabilitation services and programs by non-profit organizations  
 6 within the State, as they relate to offenders falling under the  
 7 jurisdiction of the judiciary.

8 The sum appropriated shall be expended by the judiciary for  
 9 the purposes of this Act; provided that the judiciary may  
 10 distribute the moneys appropriated through grants; provided  
 11 further that these distributions shall not be subject to chapter  
 12 42F, Hawaii Revised Statutes.

13 SECTION 4. There is appropriated out of the general  
 14 revenues of the State of Hawaii the sum of \$ or so  
 15 much thereof as may be necessary for fiscal year 2022-2023 for  
 16 the development and maintenance of diversion, reentry, and  
 17 rehabilitation services and programs by non-profit organizations  
 18 within the State, as they relate to offenders who fall under the  
 19 jurisdiction of the Hawaii paroling authority.

20 The sum appropriated shall be expended by the Hawaii  
 21 paroling authority for the purposes of this Act; provided that



1 the Hawaii paroling authority may distribute the moneys  
2 appropriated through grants; provided further that these  
3 distributions shall not be subject to chapter 42F, Hawaii  
4 Revised Statutes.

5 SECTION 5. There is appropriated out of the general  
6 revenues of the State of Hawaii the sum of \$ or so  
7 much thereof as may be necessary for fiscal year 2022-2023 for  
8 the development and maintenance of diversion, reentry, and  
9 rehabilitation services and programs by non-profit organizations  
10 within the State to provide services to formerly incarcerated  
11 persons exiting jails and prisons, with a special focus on  
12 housing and human services.

13 The sum appropriated shall be expended by the department of  
14 human services for the purposes of this Act; provided that the  
15 department of human services may distribute the moneys  
16 appropriated through grants; provided further that these  
17 distributions shall not be subject to chapter 42F, Hawaii  
18 Revised Statutes.

19 SECTION 6. There is appropriated out of the general  
20 revenues of the State of Hawaii the sum of \$ or so  
21 much thereof as may be necessary for fiscal year 2022-2023 for



1 the development and maintenance of diversion, reentry, and  
2 rehabilitation services and programs by non-profit organizations  
3 within the State to provide services to formerly incarcerated  
4 persons exiting jails and prisons, with a special focus on  
5 health.

6 The sum appropriated shall be expended by the department of  
7 health for the purposes of this Act; provided that the  
8 department of health may distribute the moneys appropriated  
9 through grants; provided further that these distributions shall  
10 not be subject to chapter 42F, Hawaii Revised Statutes.

11 SECTION 7. The department of public safety, judiciary,  
12 Hawaii paroling authority, department of human services,  
13 department of health, and any non-profit organization that  
14 receives moneys appropriated by this Act shall submit a report  
15 of its findings and recommendations, including how the funds  
16 have been expended, the list of providers, how many people have  
17 been served, a description of services provided, any measurable  
18 outcomes, and any proposed legislation, to the legislature no  
19 later than twenty days prior to the convening of the regular  
20 session of 2024.



1 SECTION 8. The appropriations made pursuant to sections 2,  
2 3, 4, 5, and 6 of this Act shall not lapse at the end of the  
3 fiscal year for which the appropriations are made; provided that  
4 all moneys from the appropriations unencumbered as of June 30,  
5 2024, shall lapse as of that date.

6 SECTION 9. This Act shall take effect on July 1, 3000.



**Report Title:**

Diversion, Reentry, and Rehabilitation; Services and Programs;  
Department of Public Safety; Judiciary; Hawaii Paroling  
Authority; Department of Human Services; Department of Health;  
Appropriation

**Description:**

Appropriates moneys for the development and maintenance of  
diversion, reentry, and rehabilitation services and programs by  
non-profit organizations in the State. Requires a report to the  
Legislature. Effective 7/1/3000. (SD1)

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

