STAND. COM. REP. NO. [2]

1244

Honolulu, Hawaii

MAR 14 , 2025

RE: S.B. No. 1612

S.D. 2 H.D. 1

Honorable Nadine K. Nakamura Speaker, House of Representatives Thirty-Third State Legislature Regular Session of 2025 State of Hawaii

Madame:

Your Committee on Public Safety, to which was referred S.B. No. 1612, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FITNESS TO PROCEED,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Require the Department of Corrections and Rehabilitation to establish a five-year Fitness to Proceed Pilot Program to help reduce overcrowding at the Hawaii State Hospital and ensure the safety of the hospital's staff and personnel; and
- (2) Appropriate funds for this purpose.

Your Committee received testimony in support of this measure from the Hawaii Substance Abuse Coalition. Your Committee received testimony in opposition to this measure from the Office of the Public Defender and Hawai'i Psychological Association. Your Committee received comments on this measure from the Department of Corrections and Rehabilitation; Department of Health; and Hawaii Disability Rights Center.

Your Committee finds that jail-based competency restoration programs potentially offer an effective alternative to traditional inpatient psychiatric hospitals. Your Committee further finds that this approach, which aligns with modern correctional system principles, is worth further consideration.

Your Committee has amended this measure by:

- (1) Limiting the Fitness to Proceed Pilot Program to the county of the State that has a population of more than two hundred thousand but less than five hundred thousand;
- (2) Modifying the nature of the collaborative partnership between the Department of Corrections and Rehabilitation and Department of Health;
- (3) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee requests that the Department of Health provide information and statistics about the number of patients transferred to the Hawaii State Hospital who might otherwise qualify for the Pilot Program.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1612, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1612, S.D. 2, H.D. 1, and be referred to your Committee on Health.

STAND. COM. REP. NO. 1244
Page 3

Respectfully submitted on behalf of the members of the Committee on Public Safety,

DELLA AU BELATTI. Chair

State of Hawaii House of Representatives The Thirty-third Legislature

HSGR 1244

Record of Votes of the Committee on Public Safety

Bill/Resolution No.: SB 1612, SP2 Comm	nittee Referral: S, MLT, FI	Date	3/12/2	075
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
PBS Members	Ayes	Ayes (WR)	Nays	Excused
1. BELATTI, Della Au (C)				
2. IWAMOTO, Kim Coco (VC)			101	
3. HASHEM, Mark J.				
V. AMADRADITA ITALIA J.		79.77.7. W.		
4. ICHIYAMA, Linda			11111111111111111111111111111111111111	
		THE STATE OF STREET		
5. LAMOSAO, Rachele F.				
6. MORIKAWA, Dee		West District		
7. POEPOE, Mahina				
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8. WOODSON, Justin H.	。 一种原理异葉斯50萬原理。 一种原理异葉斯50萬原理。	en e	567. SATELY	
9. SHIMIZU, Garner M.				
10. SOUZA, Kanani				
TOTAL (10)	6		2	1
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
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