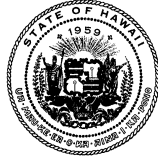


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**STATE OF HAWAII**  
**OFFICE OF HAWAIIAN AFFAIRS**  
711 KAPI'OLANI BOULEVARD, SUITE 500  
HONOLULU, HAWAII 96813

**NATIVE HAWAIIAN JUSTICE TASK FORCE**

DATE: May 1, 2012

TIME: 2:00 p.m. – 4:00 p.m.

PLACE: Library, Office of Hawaiian Affairs  
711 Kapi`olani Boulevard Suite 500  
Honolulu, HI 96813

**MINUTES**

**Attendance:**

Paul Perrone, Chief of Research & Statistics, Department of the Attorney General

Jack Tonaki, Public Defender

Honorable Richard K. Perkins, 1st Circuit Court Judge

Tricia Nakamatsu, Deputy Prosecuting Attorney City & County of Honolulu

Joe Booker, Deputy Director, Public Safety

Cheryl Marlow, Adult Client Services Branch Administrator

Michael F. Broderick, Chair (President, CEO YMCA of Honolulu) (Public member)

RaeDeen Karasuda, Ph.D. – Criminologist member selected by the Governor

Her work here is not representative or associated with her position at Kamehameha Schools  
Bishop Estate

Jeff Kent, OHA Public Policy Advocate III

Excused:

Dr. Kamana`opono Crabbe, Ka Pouhana, OHA

From the Public:

Carol Masuoka from JDAI

**I. Minutes**

Task Force (TF) adopted minutes from the last meeting held on 4/3/12. Jeff Kent reported that minutes were linked to on the ehawaii calendar website and on the agenda. Still working on getting them on to main OHA website.

## **II. Sub-Committee Reports**

### **A. Data: Paul Perrone and RaeDeen Karasuda**

RaeDeen Karasuda was not available so Paul Perrone was asked to present. Paul presented a preview of what the sub-committee had been working on.

Paul reported that he did an initial literature review and survey of similar reports around the country and that research in this area has progressed beyond racial profiling reports that were common in the 1980s.

Paul pointed to the work done by RAND on racial profiling as an objective model for looking at data collection and reporting. The results from that study were to proceed with caution and to provide support for troubled communities through better education, jobs, and similar societal factors.

There remains the question of more effective data gathering and sharing between local agencies. At some point there is limits as to what can be gathered, what can be learned from the data, and limits due to sample size.

Limits include modeling the “Sociology 101” factors like class, history, culture, geography.

Better tracking is needed in individual offender characteristics, criminal history, criminogenic history.

Individual case characteristics like probation or parole status at the time of arrest, offense type really prevent any broad conclusions.

Other factors to consider, but not limited to, would include:

- how the police decide who is arrestable
- prosecution screening
- quality of legal defense
- sentencing
- probation
- parole
- bail

In short, Paul concluded that there needs to be really good modeling done by conflict-free people devoted to high-level statistical tracking.

Jack Tonaki commented that it’s not just a point of definitively tying it to racism, there’s an issue of disproportionate representation that has to be addressed regardless. Sees it as an issue at a major level with Micronesians.

Paul Perrone suggested looking into further contact with John MacDonald from the University of Pennsylvania. <http://www.crim.upenn.edu/faculty/profiles/macdonald.html>

The task force discussed and were interested in setting up a video conference with John MacDonald. The group briefly discussed the LSI-R model and how it's used in Hawai'i and how to turn efforts into report recommendations. Creating a detailed data methodology should be initiated by the time the final report is submitted.

#### **B. Alternatives to Incarceration-Judge Perkins, Tricia Nakamatsu, Jack Tonaki**

The list of providers used by Department of Health of all eligible providers related to their access to recovery program was provided to members. However, in order to be useful, Jeff offered to take the list and turn it into a more relevant inventory to also be included in the report. There was also a request for the list from the first meeting.

[http://hawaii.gov/health/substance-abuse/ATR/ATR\\_docs/providerdirectory.pdf](http://hawaii.gov/health/substance-abuse/ATR/ATR_docs/providerdirectory.pdf)

#### **C. Training-Kamana'opono Crabbe, PSD Rep, Cheryl Marlow**

- Work is being done on getting a replacement for the public safety seat and tracking down contract information regarding trauma informed care.
- Bias training could possibly be briefed by Professor Justin Levinson from the law school. Also, the Access to Justice Conference will have a section on bias. Jeff will attend and report. <http://www.hawaiijustice.org/uncategorized/save-the-date-tuesday-june-12-2012>
- Cheryl Marlow identified Dr. Kimo Alameda as a possible reference or trainer for cultural competency.

<http://www.amhd.org/About/ClinicalOperations/Department.asp?ID=8>

Also identified was Toni Bissen from the Pū'ā foundation who worked on the facilitating initiative at the women's prison

### **III. Summit Planning**

Task Force discussed various summit planning issues including location and format. OHA staff is working on event planning.

### **IV. Public Comments**

Carol Masuoka from JDAI discussed impacts of a longitudinal study from Canada. In short, any contact with the justice system has deep impacts on children. Helping juveniles will make a difference later on, they are foundational JDAI's approach looks at gender and race and sentencing and based on their research they are going after "low hanging fruit":

- PO training
- Policy changes on valid court order.
- Want to look at more ohana conferencing to bring in families.
- Working with the Governor regarding agencies working together. Too many silos. Getting beyond eligibility, consent, confidentiality issues.

- Butch Helemano's program as a model for culturally competent alternatives.
  - Better than detention because it has services. Better for the youth, better for the community.

The Task Force still has the question of the best way to work with existing efforts for juveniles. Different philosophies, rehabilitation (juveniles), vs. incapacitate (adults) different criminogenic factors.

**V. Next meeting**

June 5, 2012 from 2-4 PM at OHA library.