



August 9, 2011

Mr. Nikolao I. Pula, Jr.
Director, Office of Insular Affairs
U.S. Department of the Interior
Office of the Secretary
Washington, D.C. 20240

D. Mr. Pula
Dear Mr. Pula:

In a letter dated August 1, 2011, I transmitted the impact report of the Compacts of Free Association on the State of Hawaii. Since that time, it has come to my attention that the figures reported for two of the Departments were inaccurate. As a result, I would like to withdraw my previous submission and transmit this letter and the accompanying documents as Hawaii's 2011 report.

This report on the impact to the State of Hawaii due to the Compacts of Free Association (COFA) with the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau, is for your transmittal to Congress in accordance with the Compact of Free Association Amendments Act of 2003, P.L. 108-188, section 104(e)(8). The most recent prior report submitted by the State was in December 2008, and included data for 2007. This report includes data for 2008, 2009, and 2010.

A. Description of Costs

As you may know, the number of COFA citizens residing in Hawaii and other states and U.S. jurisdictions has increased dramatically over time, perhaps more than was expected when the Compacts were enacted. In 2003, the Census Bureau estimated there were 7,297 COFA residents in Hawaii. Five years later, in 2008, the Census Bureau estimated the number of COFA residents to be 12,215.

The enumeration estimates in both 2003 and 2008 are widely considered to be under-representative of the actual numbers of COFA migrants residing in the State, which becomes readily apparent when comparing the census numbers with the number of persons reported to be receiving services in the various State programs. The high utilization rates reported may point out the limitations of the Census Bureau enumeration efforts, and could also suggest that the COFA migrants are utilizing services at a rate that is higher than that of the general population. As a result of the increased migration, the cost of providing social services, education, and other services has shown a dramatic increase over time. In 2002, the State spent an estimated \$32,000,000 in State funds; five years later, by 2007, the cost was reported at over \$101,163,113.

For 2008, the total amount of State spending was \$100,963,808; in 2009 it rose to \$118,808,145; and in 2010 the cost of providing services was \$114,917,326. See attached Exhibit A, Summary of Reported State Agency Costs, 2008, 2009, and 2010. The slight decrease between the most recent reports is likely attributable to overall cuts in State appropriations and spending between 2009 and 2010. Additionally, in 2009 the federal Children's Health Insurance Program reinstated federal reimbursement for medical expenses for pregnant women and children from the COFA nations. These costs were previously covered using only State funds.

The following provides a brief description of the reported services, with the 2010 data used to illustrate the level of spending in each area.

1. Health and Social Services

Many State agencies provide a broad range of health and social services to the COFA migrants in Hawaii. For instance, in 2010 the State Department of Human Services (DHS) reported a total cost in State funds of \$52,129,664 to provide services including, among other things, financial assistance, medical assistance, and emergency housing and outreach for homeless persons. DHS reported serving 20,720 COFA migrant clients in 2010. See Exhibit B, attached.

The Department of Labor and Industrial Relations (DLIR) Office of Community Services provided social services, including employment readiness training, cultural awareness education, and case management services in 2010, to over 3,000 COFA migrants at a cost of \$1,257,089. See Exhibit C, attached.

The Department of Health (DOH) continues to provide a variety of community-based and direct health care and health-related education to COFA migrants, most notably related to tuberculosis, Hansen's disease, and other communicable diseases, which are over-represented within the COFA populations. For 2010, the DOH reports a total expenditure of \$3,988,673 in State funds. See Exhibit D, attached.

The State Department of Defense (DOD) has programs that provide educational and intervention services to children and young adults who are considered at risk for becoming juvenile offenders, or who come from needy families or receive services from the State DHS. Although the programs are partly funded by federal money, the DOD spent \$84,380 in State funds in 2010 to provide the services to 100 COFA migrant youths. See Exhibit E, attached.

2. Education

The State Department of Education (DOE) provides education for all of the children in Hawaii, but must utilize extra resources for many of the COFA migrant students, who typically require specialized language services. For 2010, the DOE spent \$55,088,630 to educate 5,508 students from the COFA nations. See Exhibit F, attached.

There were 282 students from COFA nations enrolled in the University of Hawaii system for 2010. COFA migrant students historically have been allowed to pay resident tuition rather than non-resident tuition, which many would find prohibitively expensive. As a result, the University of Hawaii experienced \$1,359,213.25 in foregone revenue. See Exhibit G, attached.

3. Public Safety

The Hawaii Criminal Justice Data Center reports that 2,117 COFA migrants in Hawaii were arrested in 2010 on a total of 3,543 charges. Those arrests led to the conviction of 775 persons on 992 charges. See Exhibit H, attached. The State Department of Public Safety reports that 249 COFA migrants were incarcerated in 2010, at a total cost of \$872,820. See Exhibit I, attached.

The Judiciary reports a total of \$132,016.86 to provide interpreter services to COFA migrants in court proceedings for 2010. See Exhibit J, attached. The Judiciary further reports that interpreter services for COFA languages comprised 32% of their expenditures for all language services. The reported cost does not include the likely increased administrative costs incurred (due to additional staff time and delayed court proceedings), that results from the difficulty in securing interpreters from the limited pool of qualified interpreters for COFA migrants.

Finally, the Office of the Public Defender also reports a cost of \$4,839.75 for interpretation services that were necessary to provide legal defense to their indigent COFA clients. See Exhibit K, attached. The Public Defender's office does not track clients by country of origin, so they cannot quantify other costs of their legal defense work for COFA clients.

B. Recommendations

You may recall that the State convened a task force in 2007 and 2008 that brought together private and public agencies and individuals to review the delivery and cost of services provided to the COFA migrants in Hawaii, partly in response to the high costs associated with providing services to the COFA migrants, and the realization that COFA migrants may be over-represented proportionally in the population of persons who receive social services in Hawaii. A final report of the task force was submitted to the Hawaii Legislature in December of 2008, and copies were shared with your office and Hawaii's

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Members of Congress. That report made several recommendations, including the need for collaborative work between the State agencies along with the many federal agencies who have responsibilities for the various aspects of implementing and monitoring the assistance provided by the terms of the Compacts. A copy of the final report of the task force can be found at:

http://hawaii.gov/ag/main/publications/reports/legislative_reports/2009/cofa.pdf

I would like to bring attention to one issue discussed by the task force, which is the need for the Federal government to take responsibility for providing adequate support to address needs caused by the federally-created relationship the U.S. has with the COFA nations. Simply put, the State of Hawaii cannot continue to absorb these costs which can only become greater in impact on our taxpayers. We cannot continue to slash programs and people in order to uphold a federally imposed mandate. I would request that the Department of the Interior review the funding of the Compact Impact assistance and make every effort to work with Congress to increase the amount of direct assistance to the State to offset the costs incurred as a direct result of increased migration.

I also request that the Department of the Interior lend support to legislative efforts to provide federal benefits directly to COFA residents, such as Medicaid, TANF, SNAP, and any other means-tested public assistance which are not available due to the enactment in 1997 of the Personal Responsibility Work Opportunity Reconciliation Act (PRWORA). For several years now, Hawaii's Congressional delegation has introduced measures to amend PRWORA that would allow COFA migrants to once again receive federally-funded benefits. Amending the law to provide for direct federal assistance in those programs would have a significant impact on reducing the costs fronted by the State, and would benefit all Compact migrants, regardless of the state in which they reside.

Recently our Congressional delegation, along with other Members of Congress, sent a letter to Secretary of State Clinton and Secretary of the Interior Salazar, in which they requested a review of Compact Impact costs and spending to be done by the Government Accountability Office (GAO). Since that letter was sent, representatives of several State agencies met with GAO personnel to provide information for their investigation. We look forward to the findings and recommendations of the GAO report later this year.

In addition, the letter to Secretaries Clinton and Salazar proposed changes to federal law and policies that are intended to address the identified need to protect the health and safety of both U.S. and COFA citizens here and "back home." These measures include screening and treatment for communicable diseases prior to traveling between a COFA nation and the U.S., as well as improved delivery of medical services in the COFA nations generally, and increased federal funding for services provided to COFA residents in the U.S. Please consider these proposals in the best interests of all U.S. and COFA citizens.


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Finally, looking to other recommendations by the task force, I call on you to help identify and secure other alternative forms of assistance to the State and the COFA population in the U.S., such as grants from other federal programs.

C. Conclusion

Because the unique relationship under the Compacts is one created by federal mandate, and the State has limited funds and capacity to provide services, I believe there must be a concerted effort by the Department of the Interior and Congress to directly address the issues and assist Hawaii and the other states and territories. But it is essential to include representatives from the State and the other affected jurisdictions, as well as the COFA nations, in a cooperative effort to develop those resources for our mutual benefit. Including the people who are directly affected and who have the most invested in the outcomes will lead to effective and creative solutions that help us achieve our goal of providing for the needs of all our citizens and our COFA neighbors. A common local analogy comes to mind: We are all in the same canoe, and we all have to paddle in the same direction.

*many thanks for
your consideration*

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawaii

Attachments

c: The Honorable Ken Salazar, Secretary of the Department of Interior
The Honorable Hillary Clinton, Secretary of the Department of State
The Honorable Daniel K. Inouye
The Honorable Dan K. Akaka
The Honorable Mazie Hirono
The Honorable Colleen Hanabusa
State Senate
State House of Representatives
State Judiciary
State Agencies/UH/DOE

SUMMARY OF REPORTED STATE AGENCY COSTS FOR 2008, 2009, 2010

EXHIBIT A

STATE OF HAWAI'I COMPACT IMPACT

SUMMARY OF REPORTED STATE AGENCY COSTS FOR 2010*

DOE Department of Education	\$ 55,088,630
DHS Department of Human Services	52,129,664
DOH Department of Health	3,988,673
UH University of Hawai'i	1,359,213
DLIR/OCS Department of Labor and Industrial Relations/Office of Community Services	1,257,089
PSD Department of Public Safety	872,820
JUD The Judiciary	132,017
DOD Department of Defense	84,380
PD Office of the Public Defender	4,840
TOTAL	\$ 114,917,326

* Reported figures are rounded to the nearest whole number for this table.

STATE OF HAWAI'I COMPACT IMPACT

SUMMARY OF REPORTED STATE AGENCY COSTS FOR 2009*

DOE Department of Education	\$ 57,242,755
DHS Department of Human Services	52,266,839
DOH Department of Health	5,624,535
UH University of Hawai'i	1,295,775
DLIR/OCS Department of Labor and Industrial Relations/Office of Community Services	1,266,408
PSD Public Safety Division	939,828
JUD The Judiciary	125,080
DOD Department of Defense	38,670
PD Office of the Public Defender	8,255
TOTAL	\$ 118,808,145

* Reported figures are rounded to the nearest whole number for this table.

STATE OF HAWAI'I COMPACT IMPACT

SUMMARY OF REPORTED STATE AGENCY COSTS FOR 2008*

DOE Department of Education	\$ 48,804,716
DHS Department of Human Services	43,775,731
DOH Department of Health	5,317,724
UH University of Hawai'i	1,367,141
PSD Public Safety Division	839,947
DLIR/OCS Department of Labor and Industrial Relations/Office of Community Services	717,360
JUD The Judiciary	90,919
DOD Department of Defense	38,936
PD Office of the Public Defender	11,334
TOTAL	\$ 100,963,808

* Reported figures are rounded to the nearest whole number for this table.

DEPARTMENT OF HUMAN SERVICES

EXHIBIT B

DEPARTMENT OF HUMAN SERVICES COMPACT COSTS SFY 2004-2010

	FY 2004		FY 2005		FY 2006		FY 2007		FY 2008		FY 2009		FY 2010	
	Clients	\$	Clients	\$	Clients	\$	Clients	\$	Clients	\$	Clients	\$	Clients	\$
Financial (State \$ only)														
ABD	292	\$762,587	326	\$908,021	341	\$948,955	345	\$941,596	382	\$1,242,264	501	\$1,509,012	474	\$1,479,920
TAONF	2,661	\$4,005,363	2,660	\$4,138,986	2,382	\$3,943,220	2,189	\$3,607,872	2,316	\$4,252,176	2,876	\$5,867,040	3,101	\$6,511,400
GA	85	\$402,919	95	\$445,776	124	\$588,981	143	\$677,292	168	\$891,072	267	\$1,246,356	220	\$885,696
Total	3,038	\$5,170,869	3,081	\$5,492,783	2,847	\$5,481,156	2,677	\$5,226,760	2,866	\$6,385,512	3,644	\$8,622,408	3,795	\$8,877,016
Work Program Contracts														
		\$2,828,528		\$2,780,958		\$2,705,216		\$2,822,975		\$3,023,045		\$3,184,995		\$5,194,789
Medical														
QUEST	7,335	\$11,627,491	8,156	\$14,178,664	8,846	\$17,406,606	9,845	\$17,382,993	9,397	\$17,400,494	12,293	\$25,556,227	9,965	\$29,243,417
FFS	3,477	\$9,767,520	3,599	\$11,134,705	3,963	\$13,140,254	4,253	\$11,415,728	3,811	\$14,262,465	3,591	\$11,798,417	2,670	\$3,726,059
Total	10,812	\$21,395,012	11,755	\$25,313,369	12,809	\$30,546,860	13,098	\$28,798,721	13,208	\$31,662,959	15,884	\$37,354,644	12,635	\$32,969,476
* The QUEST and FFS expenditures for FY 08, 09 and 10 have been adjusted to reflect the retroactive claiming of COFA Emergency and Dialysis services that earn federal matching funds. Also adjusted out were the retroactive pregnant women and children costs that earn federal match due to the CHIPRA law. QUEST should be labeled Managed Care from FY08 because it includes QUEST and QEXA.														
Medicaid Waiver	8	\$57,042	4	\$87,255	8	\$140,135	11	\$147,809	** n/a	** n/a	** n/a	** n/a	** n/a	** n/a
** The Medicaid Waiver costs formerly in SSD, were consolidated into MQD starting FY 08 so this data is now included in the FFS counts and costs.														
VRSBD	2	\$240	3	\$7,401	2	\$10,134	21	\$55,177	26	\$3,944	43	\$33,914	45	\$34,224
Adult Services														
OYS - Contracts														
HYCF (ward days)		\$50,727		\$74,235		\$18,262		\$18,262						
OYS/HYCF Total	216	\$37,657		\$265,854		\$387,758		\$486,459	912	\$254,010	707	\$255,128	1,320	\$345,259
				\$316,581		\$461,993		\$504,721	912	\$254,010	707	\$255,128	1,320	\$345,259
HPHA														
Families, Section 8			32	\$192,480									595	\$1,200,565
			(Oahu only)											
Homeless Program	977	\$1,940,875	1,051	\$1,951,175	1,410	\$2,590,300	2,112	\$2,382,824	1,340	\$2,332,940	1,502	\$2,614,982	1,912	\$3,329,385
Shelter									379	\$113,321	447	\$133,653	400	\$119,683
Outreach									1,719	\$2,446,261	1,949	\$2,748,635	2,312	\$3,449,068
Total	977	\$1,940,875	1,051	\$1,951,175	1,410	\$2,590,300	2,112	\$2,382,824	17,919	\$43,775,731	22,247	\$52,266,839	20,720	\$52,129,664
GRAND TOTAL	15,053	\$31,430,223	15,926	\$36,142,002	17,076	\$41,935,794	17,919	\$39,938,987	18,731	\$43,775,731	22,247	\$52,266,839	20,720	\$52,129,664

DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
OFFICE OF COMMUNITY SERVICES

EXHIBIT C

Department of Labor & Industrial Relations (DLIR)
Office of Community Services (OCS)

COFA Migrants Served by DLIR-OCS Purchase of Services Programs

Compact Impact Costs for FY 2008 - 2010

<u>Country</u>	<u>Number Clients Served</u>		
	FY2008	FY2009	FY2010
Federated States of Micronesia			
Chuuk	418	603	360
Yap	3	5	7
Pohnpei	10	31	35
Kosrae	23	13	17
Palau	1	1	24
Republic of the Marshall Islands	48	85	111
Total Number of Clients	503	738	554
Estimated Cost to Program	\$717,360	\$1,266,408	\$950,664
Total Contracted Program Costs	\$2,199,994	\$2,244,000	\$2,244,000
% Funds COFA Migrants Utilized	32.61%	56.44%	42.36%

The total contracted DLIR-OCS Purchase of Services State (POS) budget for the Employment Core Services for Low-Income Persons, Employment Core Services for Immigrants, and the Employment Creation Services for Low-Income Persons, Immigrants and Refugees for FYs 2009 and 2010 was \$2,244,000.00.

COFA migrants comprise slightly more than 1% of the State of Hawaii population, but they utilized \$1,266,408 or 56.4% and \$950,664 or 42.4% in FYs 2009 and 2010 respectively of the DLIR-OCS POS budget for the above-mentioned Employment Core Services programs. This estimate is based on the assumption that two-thirds of the Micronesian clients that enter the programs are placed in employment and that one-third completed the one-year employment milestone at the end of each FY 2009 and 2010.

Compared to FY 2008, the estimated Compact Impact Cost for FY 2008 for 503 clients was estimated to be \$717,360.00. The total DLIR-OCS budget for these programs was \$2,199,994.00. The population of the Compact Free Association citizens comprised of approximately 1% of the Hawaii population, but they utilized over 32.6% of the DLIR-OCS POS budget for the above-mentioned Employment Core Services programs.

Compact of Free Association Migrants Program

In addition, DLIR-OCS executed three performance-based contracts for Case Management and Acculturation Services for Compact of Free Association Migrants Program in FY 2010.

Contracts were competitively procured via Chapter 103F and executed with: 1) Bay Clinic, Inc., in the amount of \$140,000; 2) Goodwill Industries of Hawaii, Inc., in the amount of \$110,000; and 3) Pacific Gateway Center in the amount of \$300,000. Total amount contracted by DLIR-OCS was \$550,000. In late FY 2010, Bay Clinic, Incorporated, withdrew from the project, concerned that the agency might be violating federal spending laws. Total amount expended in FY 2010 by Goodwill Industries of Hawaii, Inc., and Pacific Gateway Center was \$306,425.

State funds were used to provide acculturation and referral services to acclimate new residents to their environment here in Hawaii. Contractors collected data on the population demographics, identify key barriers, and assist in the development of new programming concerning this population.

Receipt of payment for each of three service activities will continue to be based on a Milestone Payment System (MPS). To receive payment for each of three milestones, the service provider shall certify appropriate documentation verifying that all tasks, responsibilities, and activities associated with each milestone have been completed which are made available upon request and subject to monitoring by OCS.

The COFA Migrants Program served 3,341 persons. Actual milestone outcomes achieved by program participants include:

<u>Service Activities</u>	<u>Proposed</u>	<u>Actual</u>
Outreach, Intake and Assessment (Milestone 1 - \$150)	1070	861 clients
Acculturation and Individualized Referral Plan (Milestone 2 - \$150)	980	725 clients
Progress Report and Client Evaluation (Milestone 3 - \$100)	968	684 clients

For 684 clients who completed the acculturation program, it cost the State about \$448/client.

Therefore, the total amount spent on COFA migrants for FY 2010 by both DLIR-OCS programs was \$1,257,089.00.

Compact of Free Association

No. Served in Federal Workforce Investment Act (WIA) Programs and Estimated Cost* During

State FY 2008, 2009, 2010

State FY	Micronesia	Palau	Marshall Islands	TOTAL
2008				
No. Served	8	1	2	11
Estimated Cost	\$16,000	\$2,000	\$4,000	\$22,000
2009				
No. Served	21	1	0	22
Estimated Cost	\$42,000	\$2,000		\$44,000
2010				
No. Served	16	2	12	30
Estimated Cost	\$32,000	\$4,000	\$24,000	\$60,000
TOTAL				
No. Served	45	4	14	63
Estimated Cost	\$90,000	\$8,000	\$28,000	\$126,000

Source of No. Served: WIA records from HireNet Hawaii

*Estimated Cost is \$2,000/participant based on approximate average actual costs for all WIA participants.

DEPARTMENT OF HEALTH

EXHIBIT D

Department of Health
 Impact of Compact of Free Association
 FY 2008

8/3/2011

Program	FY 2008				Total Funds	Clients Served
	State Funds	Federal Funds	Special Funds	Total Funds		
Alcohol and Drug Abuse Division (1)		2,325		2,325	1	
Communicable Disease Division	598,112	520,213		1,118,325	3,475	
Family Health Services Division	2,191,307	81,176	978,317	3,250,800	5,784	
Executive Office on Aging	92,988	119,695		212,683	96	
Developmental Disabilities Division	278,092			278,092	28	
Chronic Disease Mgt & Control Branch			80,747	80,747	3,671	
Public Health Nursing Branch	643,400			643,400	2,699	
Child and Adolescent Mental Health Division	426,426			426,426	26	
Disease Outbreak Control Division	28,335	15,779		44,114	426	
TOTALS	4,258,660	739,188	1,059,064	6,056,912	16,206	

(1) Note that ADAD data for FY 2008 reflects only partial data for the fiscal year since the data collection tool was available very late in FY 2008.

Department of Health
Impact of Compact of Free Association
FY 2009

8/3/2011

Program	FY 2009				
	State Funds	Federal Funds	Special Funds	Total Funds	Clients Served
Alcohol and Drug Abuse Division	209,693	50,317		260,010	96
Communicable Disease Division	837,554	577,070		1,414,624	4,340
Family Health Services Division	2,293,418	90,296	1,044,474	3,428,188	5,013
Executive Office on Aging	143,207	177,819		321,026	125
Developmental Disabilities Division	162,746			162,746	11
Chronic Disease Mgt & Control Branch			86,098	86,098	3,677
Public Health Nursing Branch	347,826			347,826	3,584
Child and Adolescent Mental Health Division	469,526			469,526	31
Disease Outbreak Control Division	29,993	13,195		43,188	456
TOTALS	4,493,963	908,697	1,130,572	6,533,232	17,333

Department of Health
 Impact of Compact of Free Association
 FY 2010

8/3/2011

Program	FY 2010				
	State Funds	Federal Funds	Special Funds	Total Funds	Clients Served
Alcohol and Drug Abuse Division	99,607	65,175		164,782	78
Communicable Disease Division	768,329	547,685		1,316,014	3,719
Family Health Services Division	635,958	130,876	1,408,013	2,174,847	5,298
Executive Office on Aging	161,496	197,050		358,546	145
Developmental Disabilities Division	156,748			156,748	11
Chronic Disease Mgt & Control Branch			93,066	93,066	3,686
Public Health Nursing Branch	210,816			210,816	5,328
Child and Adolescent Mental Health Division	422,298			422,298	29
Disease Outbreak Control Division	32,342	12,873		45,215	490
TOTALS	2,487,594	953,659	1,501,079	4,942,332	18,784

**Department of Health
Compact of Free Association (COFA) – 2008, 2009 and 2010**

**Health Resources Administration
Family Health Services Division
Compact of Free Association FY 2008, 2009, 2010**

The FHSD administration office contracts with thirteen (13) Federally Qualified Health Centers (“FQHCs”) to provide medical, behavioral, dental treatment, and pharmaceutical services to uninsured individuals and families whose income falls within 250% of the federal poverty level. Each visit is compensated at a rate that allows for “wrap-around” services often needed for this population. In addition, the FHSD Administration also contracts with Hana Health for urgent care services and the Waianae Coast Comprehensive Health Center for emergency services. (These two organizations are also FQHCs). COFA residents are more likely than most to seek care at community health centers. They are often seeking care for their children primarily, and may be attracted to the ancillary services provided by the community health centers. The Hawaii Primary Care Association provided the estimates for the number of clients served by the FQHCs under these contracts.

The Maternal and Child Health Branch (MCHB) provides home visitation and care coordination services through its Healthy Start program for psychosocially at risk families. The number of COFA clients seen was 1,277 in FYs 2008, 2009 and 2010 estimated expenditures amounted to \$4,883,340. Family Planning clinical and educational services were provided to 3,138 COFA residents in FYs 2008, 2009 and 2010 and the corresponding estimated expenditure is \$527,308. Baby S.A.F.E. clinical and care coordination services are provided to pregnant women who are also substance abusing, and only two COFA clients were seen in FYs 2008 and 2009 with an estimated expenditure of \$3,784 (The Baby S.A.F.E. Program was eliminated in FY 2010 due to budget reductions). The MCHB provides case management services for high risk pregnant women through its Perinatal Program. The number of COFA women seen was 337 in FYs 2008, 2009 and 2010 and the corresponding estimated expenditure was \$158,977. Finally, the MCHB provides Mobile Outreach Services through its Parenting Support Program. The number of COFA clients seen was 507 in FYs 2008, 2009 and 2010 and the corresponding estimated expenditure was \$163,227. Race/Ethnicity data for all MCHB programs are collected on intake/enrollment data forms.

The Children with Special Health Needs Branch, Early Intervention Section (EIS) provides services for infants and young children age 0-3 years with developmental delays or at biological/environmental risk of developmental delays. Services are provided as: mandated by Part C of the Individuals with Disabilities Education Act (IDEA); state law (HRS §321-351 to 357); and identified on each child’s Individualized Family Services Plan (IFSP). Services may include assistive technology; audiology; care coordination; family training, counseling, and home visits; health services; medical services (diagnostic/evaluation); nursing; nutrition; occupational therapy; physical therapy; psychological services; social work; special instruction; speech language pathology; transportation; and vision services.

**Department of Health
Compact of Free Association (COFA) – 2008, 2009 and 2010**

Program	COFA Clients	Estimated 2008 Exp. on COFA clients
Primary Care Services	4,030	\$957,207
Healthy Start	686	2,054,953
Family Planning	884	166,460
BabySAFE	1	1,280
Parenting Support	102	32,582
Perinatal	81	38,318
Totals/Pct.	5,784	\$3,250,800

Program	COFA Clients	Estimated 2009 Exp. on COFA clients
Primary Care Services	3,104	\$737,205
Healthy Start	572	2,403,947
Family Planning	1,092	182,479
BabySAFE	1	2,504
Parenting Support	129	47,467
Perinatal	115	54,586
Totals/Pct.	5,013	\$3,428,188

Program	COFA Clients	Estimated 2010 Exp. on COFA clients
Primary Care Services	3,614	\$858,229
Healthy Start	19	424,440
Family Planning	1,162	178,369
BabySAFE	0	0
Parenting Support	276	83,178
Perinatal	141	66,073
Early Intervention Services	86	564,558
Totals/Pct.	5,298	\$2,174,847

**Health Resources Administration
Communicable Disease Division
Compact of Free Association FY 2008, 2009, 2010**

Communicable Disease Division (CDD) provides public health programs that prevent, detect, and treat tuberculosis (TB), Hansen's disease, sexually transmitted disease (STD), and Human Immunodeficiency Virus (HIV) infection. In addition, the Hansen's Disease Community Program

**Department of Health
Compact of Free Association (COFA) – 2008, 2009 and 2010**

provides health care services for the disabling sequelae of Hansen's disease infection. Migrants to Hawaii from the Freely Associated States (FAS) have a disproportionate rate of tuberculosis and Hansen's disease compared to the overall State population.

In FY 2008, 2009 and 2010, Communicable Disease Division (CDD) documented 3,475 , 4,340 and 3,719 client visits, respectively, to support migrants from the FAS. Over these three years, TB Control Branch accounted for an average of 58.3% of CDD's documented client visits, with Hansen's Disease Branch accounting for 37.3%, and STD/AIDS Prevention Branch accounting for 4.3% of the total. An additional 2,000 to 3,000 STD screening tests per year attributed to migrants from the FAS were not included in this client visit analysis as the individuals were seen at family planning and other health care service sites in Hawaii, and we could not distinguish those individuals who were born in the COFA territories from individuals who listed their ethnicity as belonging to the FAS but may have actually been born in the U.S. and were therefore U.S. citizens.

CDD programs tracked client visits attributable to Micronesian, Marshallese, and Palauan clients, which represented over the three year period, 57.0%, 41.2%, and 1.8% of the total, respectively. In addition, CDD programs generally tracked Micronesian clients by state. Excluding 14.5% of Micronesian clients whose state was unknown, 71.6% of the Micronesian clients originated from Chuuk, followed by 19.7% from Pohnpei, 6.2% from Kosrae, and 2.4% from Yap.

CDD recorded services for migrants from the FAS that reflected costs of \$1,118,325.60, \$1,414,624.00 and \$1,316,014.49 in FYs 2008, 2009 and 2010, respectively. Over the three year period, the Hansen's Disease Community Program accounted for 55.6% of CDD's COFA-related costs, with the TB Control Program accounting for 37.2% and STD/AIDS Prevention Program accounting for 7.2% of the total. CDD programs tracked costs attributable to Micronesian, Marshallese, and Palauan patients, which, excluding 0.7% of COFA patients whose republic was unknown, represented 51.6%, 47.6%, and 0.8% of total costs, respectively.

CDD programs receive federal funds, so additional analyses were performed to determine the costs for only state-funded services for migrants from the FAS. Combining the three years in this analysis, 57.3% of costs for services provided to migrants from the FAS were from state funds and 42.7% of costs were from federally funded programs. A complete breakout of expenditures attributable to both state and federally funded programs are provided in the attached tables.

Health Resources Administration

Public Health Nursing Branch

Public Health Nursing Branch is a generalized, multifaceted program which strives for optimum health of the population through the administration and delivery of nursing services to identified, at risk clients/families and communities, utilizing nursing interventions, disease prevention, health promotion, health maintenance, and care coordination/case management approaches to

Department of Health
Compact of Free Association (COFA) – 2008, 2009 and 2010

assure continuity of care in achieving health outcomes.

Individuals and families from the Micronesian Marshallese Pacific island areas become caught in a clash of expectations. Individuals and families migrate seeking health care workers who can cure conditions that actually require daily attention or ways of living or being at times and places where they are expected in order to have tests done or treatments provided. Their place of residence changes from month to month, week to week or day to day. Their phones get disconnected. Their means of transportation changes. They may not believe or understand the recommendations, Practitioners lose money keeping appointment times open for ones who do not keep these appointments or whose services are not paid for or when payment does not cover costs. Public Health Nurses use a multitude of avenues to bridge the expectations to support the migrants and the local community to achieve a higher level of health status.

Disease Outbreak Control Division

Immunization Branch

DOCD/Immunization Branch COFA incurred services:

- Hepatitis B surveillance and case management services
- Distribution of certain vaccines through the Community Health Centers and colleges for uninsured adults (including uninsured COFA population)

Methodology for calculating cost:

- Staff time for case investigation
 - Two staff members (one state general funded; one 60% general funded)
 - Divided total cases per year between two staff members
 - Calculated cost based on 3 hours per case for investigation multiplied by staff member's hourly salary
 - Determined state general funded cost by adding case investigation cost for state general funded employee and 60% of case investigation cost for second employee
- All vaccine and lab test costs are federally funded.
- Race/ethnicity is captured; however, the data are incomplete (ethnicity field is not required). The cost of the adult immunizations is an underestimate, since often the ethnicity field is left blank.

The total estimated cost for 2008, 2009, and 2010 is \$103,697.50 (\$62,012.79 is state general funded).

- 2008 Total estimated cost: \$34,051.71 (\$18,338.04 state general funded)
- 2009 Total estimated cost: \$31,582.57 (\$18,452.25 state general funded)
- 2010 Total estimated cost: \$38,063.22 (\$25,222.50 state general funded)

Disease Investigation Branch

DOCD/Disease Investigation Branch COFA incurred services:

- Infectious disease surveillance, case investigation, and outbreak control
- Provision of medical interventions (i.e., immunizations and antibiotics), information, and educational materials to prevent transmission

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Methodology for calculating cost:

- Select all investigations conducted during time period with case race/ethnicity indicated as a COFA member. Note: race/ethnicity is captured; however data are incomplete.
- Estimate time spent based on each type of investigation (Table 1).
- Calculate mean hourly pay for personnel involved in report review, case assignment, case investigation, and reporting during time period by means of financing.

The total estimated cost for 2008, 2009, and 2010 is \$28,818.59 (28,656.34 is state general funded).

- 2008 Total estimated cost: \$10,061.71 (\$9,996.81 state general funded)
- 2009 Total estimated cost: \$11,605.55 (\$11,540.65 state general funded)
- 2010 Total estimated cost: \$7,151.33 (\$7,118.88 state general funded)

<i>Disease Condition</i>	<i>Estimated Time Spent Per Case (hours)</i>
Amebiasis	1
Angiostrongyliasis	4
Campylobacteriosis	1
Ciguatera	1
Gastroenteritis, unspecified	1
Gastroenteritis, viral	1
<i>Haemophilus influenzae</i> , type B	1
Hepatitis A	5
Hepatitis B, acute	3
Influenza	1
Leptospirosis	1
Pertussis	5
Pneumococcal disease	1
Salmonellosis	1
Shigellosis	2
Streptococcal, invasive	1
Typhoid	2
Varicella	2
Vibriosis	2

Chronic Disease Management and Control Branch

Bilingual Health Services

The Bilingual Health Services Program improves the delivery of preventive health services and promotes healthy behaviors among non-English and limited English speaking residents of the state. The program provides language and cultural interpretation of community based health education and public health services to immigrants, migrants and refugees through outreach activities. Bilingual health aids provide services such as contacting, assessing health needs,

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providing health education on prevention, risk reduction, health promotion and follow-up to approximately 4,000 individuals and their families each year.

Breast and Cervical Cancer Early Detection

The Breast and Cervical Cancer Control Program contracts with community health care organizations to provide breast and cervical screening and diagnostic services to women 50 to 64 of age, who are high-risk, low income and have no or insufficient health insurance, particularly Native Hawaiian, Filipino and Pacific Islander women.

**Behavioral Health Administration
Developmental Disabilities Division
Compact of Free Association 2010**

DDD has compiled the following data on the costs we have incurred in providing services to migrants from the Federated States of Micronesia, the Republic of Marshall Islands, and Palau for fiscal years 2009 and 2010. Below is an aggregate of the service costs expended for each year and the number of individuals that were served. There are a total of 11 individuals from the COFA states currently known to our system. The specific country of origin could not be obtained.

Average costs per fiscal year and number served

Fiscal Year	Amount Expended	Number Served
2008	\$278,092	28
2009	\$162,746	11
2010	\$156,748	11

Of the 11 COFA individuals, 6 individuals were served through our Long-term Adult Supports and Resources program which is a 100% state funded program. The remaining 5 individuals were served through our Home and Community Based Services Medicaid Waiver Program with 100% state funds.

Home and Community Based Services (HCBS) services — It is the policy of DDD to deny admission for COFA citizens to the DD/MR Medicaid HCBS Program. Five individuals were inadvertently admitted to Medicaid by DHS prior to 2007 even though they were not eligible due to their citizenship status. These individuals have been receiving Medicaid DD/MR waiver services and supports at 100% state cost.

If citizens from COFA countries were admitted to the HCBS waiver, many more individuals than currently known to DDD would be expected to apply. The average individual cost in the HCBS program is \$42,000/year that would need to be 100% state funded.

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**Behavioral Health Administration
Child and Adolescent Mental Health Division (CAMHD)
Compact of Free Association 2008-2010**

The Child and Adolescent Mental Health Division (CAMHD) provides mental health services through a system of care that includes both school-based services provided by the Department of Education (DOE) and a wide array of more intensive mental health services contracted by CAMHD. With a focus on providing evidence-based mental health services the CAMHD jointly carries out a system of care service delivery with the DOE.

The DOE provides school-based services to children and youth who have educational disabilities with school-level supports and services through their home school. The school provides assessment and diagnostic services whenever concerns arise that children or youth have a disability that might affect their education. If indicated, the school provides classroom strategies and specific mental health services. If more intensive services than those available at the home school arise, the school arranges access to the CAMHD services.

Intensive Mental Health Services are implemented for youth whose complex needs extend beyond their school-based educational program (and whose community and home environments require additional specific supports). These services are implemented so that these youth may achieve a moderate degree of emotional and behavioral stability and benefit from their educational program more fully. Youth who have been identified by an IEP/MP team to require intensive mental health services, using guidelines in Section IV of the Department of Education and Department of Health *Interagency Performance Standards and Practice Guidelines*, are enrolled with the Family Guidance Center (FGC) located in the school district of their home school. They are assigned an FGC Mental Health Care Coordinator (MHCC) at that time. The youth may, and often will, continue to receive SBBH services and supports in conjunction with the intensive mental health services.

Department of Health/Child and Adolescent Mental Health Division (DOH/CAMHD) services and supports are delivered based upon decisions by the IEP/MP/CSP team and FGC clinical review (as appropriate). The exception to this is Emergency Services.

Support for Emotional and Behavioral Development (SEBD)

Children from three through twenty years of age with QUEST or Medicaid fee-for-service health insurance may be eligible to receive the highest levels of social and emotional health services coordinated through CAMHD's team of mental health professionals. CAMHD's seven (7) Family Guidance Centers serve as the public's guide into the services delivery system of assessments and services specifically designed to address the individual needs of the child and family.

A team of health and Department of Education professionals together with the parents or guardians prepares a comprehensive service plan based on information gathered about the child. A service plan may include: intensive case management; outpatient behavioral health services; crisis residential services; intensive outpatient services; Multisystemic Therapy; therapeutic foster home placement; community-based residential programs; and hospital-based residential programs.

Micronesian Youth Served by CAMHD

The table below shows the number of youth who identified any Micronesian ethnicity¹ by fiscal year (July 1 – June 30), the amount expended on all youth per child per year², and the

¹ Youth who identified as 'Micronesian' may have also reported other ethnicities.

² The average calculated here is for all youth and not broken out for just Micronesians.

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estimated total costs for serving these youth when total served is multiplied by the average cost per child. The average cost to serve these youth was over the past three years was \$439,417 per year.³

	FY2008	FY2009	FY2010	Total
Micronesian Youth Served	26	31	29	86
Avg cost per child per year (All Youth)	16,401.00	15,146.00	14,562.00	
Estimated Total Costs	\$426,426.00	\$469,526.00	\$422,298.00	\$1,318,250.00

**Behavioral Health Administration
Alcohol and Drug Abuse Division
Compact of Free Association: FY 2008-FY2010**

Major activities of the Alcohol and Drug Abuse Division (ADAD) include a wide range of adult and adolescent substance abuse prevention and treatment services that are provided by private, non-profit substance abuse agencies which respond to the State's procurement for services pursuant to Chapter 103F, *Hawaii Revised Statutes*.

Substance abuse treatment services involve addressing addiction and relapse issues to prevent or interrupt the dependence and relapse cycle. Structured recovery support services and group recovery home services are provided to maintain treatment gains and to continue the client's program of change to achieve a drug-free lifestyle by affecting the physical, psychological, social, familial and spiritual aspects of one's life. Treatment services include adult residential, intensive outpatient, outpatient, non-medical residential detoxification, methadone maintenance; and adolescent school- and community-based outpatient services. Populations of particular emphasis continue to be pregnant women, parenting women with children, adolescents, injection drug users, Native Hawaiians and adult criminal justice offenders.

Substance abuse prevention is the promotion of constructive lifestyles and norms that discourage alcohol and other drug use and the development of social and physical environments that facilitate drug-free lifestyles. Prevention is achieved through the application of multiple strategies; it is an ongoing process that must relate to each emerging generation. Substance abuse prevention efforts also seek to reduce risk factors or to enhance protective factors in the individual/peer, family, school and community domains.

Other activities include developing requests for proposals, processing contracts, monitoring of service delivery, fiscal management, evaluating outcomes and providing technical assistance to

³ It is important to note that both the number served and the average cost to serve Micronesian youth per year may be underestimated. For e.g., some Micronesian youth were reported as "Other Pacific Islander" and are not included in these counts. Also, since we could not develop a cost specifically for Micronesian youth (need for translator, etc.), the costs to serve them may actually be higher than non-Micronesian youth on average and therefore, using the cost per child for all youth may underestimate how much it truly costs to serve these youth.

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service provider agencies. Training services include development, implementation and updating of a statewide substance abuse workforce development training plan, completion of training assessments annually, and the development of training sites and curricula.

ADAD has implemented performance based treatment contracts to increase accountability for funds and to ensure that funds are used for face-to-face substance abuse treatment by agencies. The Management Information System enables ADAD to link fiscal, client data, and contract information. Such data provides ADAD with profiles of clients in treatment, as well as the outcome of treatment services received. Data collected include client admission, discharge and follow-up information that are submitted by contracted treatment agencies for each client receiving treatment services. Six months after the client has been discharged from treatment information is gathered that assesses general treatment outcomes. These measures include percentage of clients employed in school or training; percentage of clients with no new arrests; percentage of clients with no substance use; percentage of clients with no hospitalization; percentage of clients with no need for additional treatment; percentage of clients with no emergency room visits; percentage of clients with no psychological distress since discharge; and percentage of clients who are in stable living arrangements.

The data collection system used to generate reports on admissions and costs became fully operational in late FY 2008, which precludes a response for the initial fiscal period for which information is requested. For FY 2009, a total of 96 COFA citizens were served with combined expenditures from all sources of funds totaling \$260,010, and a State-funded amount of \$209,693. For FY 2010, a total of 78 COFA citizens were served with combined expenditures from all sources of funds totaling \$164,782, and a State-funded amount of \$99,607.

Executive Office on Aging (EOA)

Services provided to COFA citizens by the State of Hawaii the during FY 2008-2010

During FY 2008-2010, COFA citizens received Older Americans Act (OAA) Title III of the supportive services for older adults and their caregivers such as transportation, advocacy, information and referral, nutrition services, support groups, education, and health promotion.

In addition, COFA citizens also received Kupuna Care services consisting of an array of home and community based supports such as adult day care, assisted transportation, attendant care, case management, homemaker services, home-delivered meals, or personal care. Kupuna Care participants received an individualized set of supports to help them remain living with dignity at home and avoid institutionalization.

DEPARTMENT OF DEFENSE

EXHIBIT E

DEPARTMENT OF DEFENSE
 FY 2010
 DATA FOR GOVERNOR'S ANNUAL COMPACT IMPACT REPORT

COUNTRY	HING YCA	ABOUT FACE- OAHU	ABOUT FACE- KAUAI	ABOUT FACE- MAUI	ABOUT FACE- MOLOKAI	ABOUT FACE- LANAI	ABOUT FACE- HAWAII	TOTAL
FEDERATED STATES OF MICRONESIA	6	21	10	9	0	1	21	68
REPUBLIC OF MARSHALL ISLANDS	2	9	4	2	0	1	14	32
PALAU	0	0	0	0	0	0	0	0
TOTALS	8	30	14	11	0	2	35	100
SERVICE COSTS	119,870.00	91,020.00	42,476.00	33,374.00	6,068.00	106,190.00	398,998.00	
FEDERAL COSTS	71,922.00	79,140.00	36,932.00	29,018.00	5,276.00	92,330.00	314,618.00	
STATE COSTS	47,948.00	11,880.00	5,544.00	4,356.00	792.00	13,860.00	84,380.00	

DEPARTMENT OF DEFENSE
 FY 2009
 DATA FOR GOVERNOR'S ANNUAL COMPACT IMPACT REPORT

COUNTRY	HING YCA	ABOUT FACE- OAHU	ABOUT FACE- KAUAI	ABOUT FACE- MAUI	ABOUT FACE- MOLOKAI	ABOUT FACE- LANAI	ABOUT FACE- HAWAII	TOTAL
FEDERATED STATES OF MICRONESIA	2	20	9	0	0	0	8	39
REPUBLIC OF MARSHALL ISLANDS	1	5	1	0	0	0	7	14
PALAU	0	0	0	0	0	0	0	0
TOTALS	3	25	10	0	0	0	15	53
SERVICE COSTS	47,175.00	75,850.00	30,340.00				45,510.00	198,875.00
FEDERAL COSTS	28,305.00	65,950.00	26,380.00				39,570.00	160,205.00
STATE COSTS	18,670.00	9,900.00	3,960.00				5,940.00	38,670.00

DEPARTMENT OF DEFENSE
 FY 2008
 DATA FOR GOVERNOR'S ANNUAL COMPACT IMPACT REPORT

COUNTRY	HING YCA	ABOUT FACE- OAHU	ABOUT FACE- KAUAI	ABOUT FACE- MAUI	ABOUT FACE- MOLOKAI	ABOUT FACE- LANAI	ABOUT FACE- HAWAII	TOTAL
FEDERATED STATES OF MICRONESIA	2	5	4	11	1	0	16	39
REPUBLIC OF MARSHALL ISLANDS	0	3	4	1	0	0	21	29
PALAU	0	0	0	0	0	0	0	0
TOTALS	2	8	8	12	1	0	37	68
SERVICE COSTS	32,000.00	24,272.00	24,272.00	36,408.00	3,034.00		112,258.00	232,244.00
FEDERAL COSTS	19,200.00	21,104.00	21,104.00	31,658.00	2,638.00		97,608.00	193,308.00
STATE COSTS	12,800.00	3,168.00	3,168.00	4,752.00	396.00		14,652.00	38,936.00

DEPARTMENT OF EDUCATION

EXHIBIT F

Cost Impact of Compact Immigration on the Hawaii Department of Education

(Non-Federal Funds)

Fiscal Year	No. of Compact Students	Average Per Pupil Cost	Total Annual Impact Cost	% Increase
1989	294	\$ 3,788.77	1,113,897	
1990	389	\$ 4,189.55	1,629,734	46.3%
1991	467	\$ 4,624.41	2,159,600	32.5%
1992	588	\$ 4,844.18	2,848,379	31.9%
1993	656	\$ 5,154.41	3,381,295	18.7%
1994	798	\$ 5,305.62	4,233,884	25.2%
1995	967	\$ 5,350.08	5,173,526	22.2%
1996	1,090	\$ 5,303.41	5,780,715	11.7%
1997	1,283	\$ 5,293.12	6,791,070	17.5%
1998	1,407	\$ 5,543.20	7,799,277	14.8%
1999	1,521	\$ 5,626.60	8,558,059	9.7%
2000	1,565	\$ 6,117.86	9,574,453	11.9%
2001	2,000	\$ 6,130.77	12,261,549	28.1%
2002	2,381	\$ 6,777.67	16,137,638	31.6%
2003	2,620	\$ 8,200.25	21,484,663	33.1%
2004	2,600	\$ 7,768.44	20,197,936	-6.0%
2005	3,279	\$ 8,079.67	26,493,236	31.2%
2006	3,596	\$ 9,069.83	32,615,110	23.1%
2007	3,938	\$ 10,265.04	40,423,739	23.9%
2008	4,622	\$ 10,559.22	48,804,716	20.7%
2009	5,085	\$ 11,257.18	57,242,755	17.3%
2010**	5,508	\$ 10,001.57	55,088,630	-3.8%
2011**	5,937	\$ 10,001.57	59,379,302	7.8%

Estimated cumulative impact: 449,173,165

Sources: Student Count - OITS-ISSB based on ELL records
Average Cost - Comprehensive Annual Financial Reports (CAFR)

* Adjusted figures from previous reports for years 2004 to 2011 due to correction for erroneous count due to different spelling of select race codes between the two databases queried. For Years 2006-2008 the "No. of Compact Students" reported reflects an increase in the level previously reported due to refinement of the language codes used in the HIDOE's information system for ELL data. Several Micnesian languages that were previously coded as "other language" and thus not reported, have now been assigned unique language codes allowing for a more accurate count of COFA students.

** 2010 & 2011 Average Per Pupil Cost is based on an unaudited DRAFT CAFR

UNIVERSITY OF HAWAII

EXHIBIT G



MEMORANDUM

January 24, 2011

TO: James W. Walther
Deputy Attorney General

FROM: Karen C. Lee *Karen C. Lee*
Associate Vice President for Student Affairs

SUBJECT: Data for Governor's Annual Compact Impact Report

In accordance with the request contained in the memo of January 11, 2011 from Policy Director Wendy Clerinx, I am forwarding the following summary for the campuses of the University of Hawai'i System of costs incurred through the impact of Compact of Free Association migrant students in Hawai'i. Data are for fiscal years 2008, 2009 and 2010.

Fiscal Year	No. of Students	Nation	Amount Charged to Students	Amount Waived by UH
		Marshall Islands		
	84	Islands	229,640.00	340,030.00
	204	FSM	491,371.25	905,344.75
	34	Palau	70,897.50	121,766.50
2008				
Total	322		791,908.75	1,367,141.25
		Marshall Islands		
	83	Islands	280,629.00	357,717.00
	191	FSM	526,936.00	792,511.00
	35	Palau	127,251.75	145,547.25
2009				
Total	309		934,816.75	1,295,775.25
		Marshall Islands		
	77	Islands	310,324.25	346,005.75
	177	FSM	678,435.00	858,860.00
	28	Palau	160,590.50	154,347.50
2010				
Total	282		1,149,349.75	1,359,213.25

Please feel free to contact me if you have any questions.

c: Wendy Clerinx, Policy Advisor, Office of the Governor
Rockne Freitas, Vice President, University of Hawai'i
M.R.C. Greenwood, President, University of Hawai'i

HAWAII CRIMINAL JUSTICE DATA CENTER

EXHIBIT H

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA

FROM 01/01/2010 TO 12/31/2010

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
FED STATES OF MICRONESIA					
	BLANK	26	7	22	7
	F	4	0	2	0
	FA	28	11	15	5
	FB	36	12	29	12
	FC	150	48	103	37
	MD	1571	287	805	226
	PM	839	317	557	247
	VL	63	22	52	21
TOTAL FOR FED STATES OF MICRONESIA		2717	704	1585	555
MARSHALL ISLANDS					
	BLANK	21	7	18	7
	F	1	0	1	0
	FA	3	0	3	0
	FB	12	2	9	2
	FC	53	17	37	14
	MD	411	149	245	105
	PM	195	79	138	61
	VL	52	24	45	22
TOTAL FOR MARSHALL ISLANDS		748	278	496	211
PALAU					
	BLANK	2	1	2	1
	FB	3	0	2	0
	FC	16	1	6	1
	MD	39	5	15	4
	PM	16	2	9	2
	VL	2	1	2	1
TOTAL FOR PALAU		78	10	36	9

ARREST AND CONVICTION COUNTS FOR OFFENDERS
 BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA

FROM 01/01/2010 TO 12/31/2010

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
GRAND TOTAL		3543	992	2117	775

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA
FROM 01/01/2009 TO 12/31/2009

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED	
FED STATES OF MICRONESIA	BLANK	20	7	19	7	
	F	4	0	1	0	
	FA	38	17	22	12	
	FB	37	3	25	3	
	FC	172	62	97	39	
	MD	1552	397	742	286	
	PM	611	240	458	195	
	VL	60	24	52	22	
	TOTAL FOR FED STATES OF MICRONESIA		2494	750	1416	564
	MARSHALL ISLANDS	BLANK	13	7	10	6
FA		12	3	5	2	
FB		18	5	13	3	
FC		65	22	45	16	
MD		399	166	228	114	
PM		210	96	168	82	
VL		48	23	43	23	
TOTAL FOR MARSHALL ISLANDS			765	322	512	246
PALAU		BLANK	1	0	1	0
		FA	1	0	1	0
	FB	1	0	1	0	
	FC	5	0	3	0	
	MD	21	6	14	6	
	PM	7	3	7	3	
	VL	1	0	1	0	
	TOTAL FOR PALAU		37	9	28	9

STATE OF HAWAII - CJIS HAWAII SYSTEM
HAWAII CRIMINAL JUSTICE DATA CENTER

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA

FROM 01/01/2009 TO 12/31/2009

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
GRAND TOTAL		3296	1081	1956	819

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA
FROM 01/01/2008 TO 12/31/2008

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
FED STATES OF MICRONESIA					
	BLANK	25	13	23	11
	F	2	0	2	0
	FA	35	7	19	4
	FB	54	17	31	8
	FC	155	43	88	30
	MD	1436	391	687	288
	PM	554	288	388	221
	VL	58	29	54	28
		2319	788	1292	590
TOTAL FOR FED STATES OF MICRONESIA					
MARSHALL ISLANDS					
	BLANK	8	2	8	2
	F	1	0	1	0
	FA	2	0	2	0
	FB	6	2	6	2
	FC	36	12	23	10
	MD	380	151	220	108
	PM	176	94	137	79
	VL	69	15	47	15
		678	276	444	216
TOTAL FOR MARSHALL ISLANDS					
PALAU					
	BLANK	1	1	1	1
	FC	3	1	2	1
	MD	23	7	11	5
	PM	8	4	7	4
	VL	1	1	1	1
		36	14	22	12
TOTAL FOR PALAU					
GRAND TOTAL					
		3033	1078	1758	818

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA
FROM 01/01/2007 TO 12/31/2007

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
FED STATES OF MICRONESIA	BLANK	37	23	28	18
	FA	6	1	5	1
	FB	29	15	23	9
	FC	133	44	72	30
	MD	995	251	492	191
	PM	663	309	402	230
	VL	58	22	47	20
	TOTAL FOR FED STATES OF MICRONESIA		1921	665	1069
MARSHALL ISLANDS	BLANK	5	3	4	2
	FA	7	6	2	1
	FB	6	0	5	0
	FC	22	11	14	3
	MD	203	79	119	56
	PM	123	72	83	54
	VL	23	6	20	5
	TOTAL FOR MARSHALL ISLANDS		389	177	247
PALAU	FA	1	0	1	0
	FC	5	1	3	1
	MD	14	5	10	4
	PM	7	0	4	0
	TOTAL FOR PALAU		27	6	18
GRAND TOTAL		2337	848	1334	625

ARREST AND CONVICTION COUNTS FOR OFFENDERS
BORN IN MARSHALL ISLANDS, PALAU, OR FEDERATED STATES OF MICRONESIA
FROM 01/01/2006 TO 12/31/2006

PLACE OF BIRTH	SEVERITY	ARRESTS	CONVICTIONS	PERSONS ARRESTED	PERSONS CONVICTED
FED STATES OF MICRONESIA					
	BLANK	17	11	16	10
	FA	20	2	16	2
	FB	29	5	24	5
	FC	95	21	57	14
	MD	271	76	182	62
	PM	826	268	425	211
	VL	80	25	55	23
TOTAL FOR FED STATES OF MICRONESIA		1338	408	775	327
MARSHALL ISLANDS					
	BLANK	5	1	5	1
	FA	6	0	1	0
	FB	5	4	4	3
	FC	31	4	17	4
	MD	143	52	92	40
	PM	102	49	71	40
	VL	39	16	24	12
TOTAL FOR MARSHALL ISLANDS		331	126	214	100
PALAU					
	FC	3	0	3	0
	MD	6	4	4	2
	PM	22	5	14	5
TOTAL FOR PALAU		31	9	21	7
GRAND TOTAL		1700	543	1010	434

DEPARTMENT OF PUBLIC SAFETY

EXHIBIT I

NUMBER OF INMATE ADMISSIONS,
AND ESTIMATE COST OF INCARCERATION
FISCAL YEARS 2008 to 2010

	Cumulative length of stay in days	Number of inmate admissions	Estimate cost of incarceration
Fiscal Year 2008	6,131	216	\$839,947
Fiscal Year 2009	6,865	239	\$939,828
Fiscal Year 2010	6,436	249	\$872,820

Notes:

Information based on inmates who reported both their place of birth and citizenship from a Compact of Freely Associated (COFA) States; Federated States of Micronesia, Republic of the Marshall Islands, and the Republic of Palau.

During Fiscal Year 2008, a total of 163 inmates from the COFA States were incarcerated one or more times. Of the total number, 150 were from the Federated States of Micronesia, nine were from Republic of the Marshall Islands, and four were from the Republic of Palau.

During Fiscal Year 2009, a total of 192 inmates from the COFA States were incarcerated one or more times. Of the total number, 178 were from the Federated States of Micronesia, 11 were from Republic of the Marshall Islands, and three were from the Republic of Palau.

During Fiscal Year 2010, a total of 201 inmates from the COFA States were incarcerated one or more times. Of the total number, 180 were from the Federated States of Micronesia, 20 were from Republic of the Marshall Islands, and one was from the Republic of Palau.

Number of inmates may include the same inmates being counted more than once if more than one admission occurred for them during the fiscal year.

The number of inmate days was derived from (1) the length of stay for inmates who were released during the fiscal year, and (2) the length of stay of inmates who were incarcerated as of June 30 of each fiscal year. The length of stay for the June 30 inmates for each fiscal year represents their period of incarceration between the start and end of the respective fiscal year. It excludes their period of incarceration before or after the respective fiscal year. Excludes incarceration prior to July 1, 2008 and after June 30, 2010.

Page 2
Number of Inmate Admission,
and Estimate Cost of Incarceration

Inmates detained for other jurisdictions were excluded.

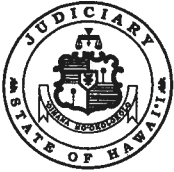
Information provided by the inmates on their citizenship and place of birth were the basis for identifying inmates covered by the Compact.

The estimate cost of incarceration was calculated using the actual number of days incarcerated times the average cost of incarceration in Hawaii and in a Mainland contracted facility.

Source: Information on place of birth, citizenship, and length of incarceration from Offendertrak, Department of Public Safety. Information on place of birth and citizenship also obtained from the Criminal Justice Information System, Department of the Attorney General.

JUDICIARY

EXHIBIT J



Office of the Administrative Director — Equality and Access to the Courts

THE JUDICIARY • STATE OF HAWAII • 426 QUEEN STREET, B17 • HONOLULU, HAWAII 96813-2914
TELEPHONE (808) 539-4860 • FAX (808) 539-4203 • E-MAIL: oeac@courts.state.hi.us

Rodney A. Maile
ADMINISTRATIVE DIRECTOR

Iris T. Murayama
DEPUTY ADMINISTRATIVE DIRECTOR

Susan Pang Gochros
INTERGOVERNMENTAL AND
COMMUNITY RELATIONS
DIRECTOR

Debi S. Tulang-De Silva
PROGRAM DIRECTOR

May 12, 2011

Mr. James W. Walther
Deputy Attorney General
Department of the Attorney General
465 S. King Street, Suite 200
Honolulu, Hawaii 96813

Dear Mr. Walther:

Re: Data for Governor's Report on Impact of Compacts of Free Association

Pursuant to your telephone request on April 14, 2011, please find attached information on costs incurred by the Judiciary for services provided to migrants from the Federated States of Micronesia, the Republic of the Marshall Islands, and Palau, who are present in the U.S. pursuant to the Compacts of Free Association with those countries. Please find attached a table summarizing the Judiciary's expenditures during fiscal years 2006 through 2010. The table shows comparable data indicating a steady increase in Judiciary expenditures for interpreting services in most of the Micronesian, Marshall Islands and Palauan languages. In Fiscal Year 2010, the Judiciary spent \$132,016.86 for interpreting services in these languages which represents over \$60,000 more than the amount spent in Fiscal Year 2006.

In addition, please also find a table charting the increase in the number of interpreters and interpreted proceedings in these languages from Fiscal Year 2006 through Fiscal Year 2010. In Fiscal Year 2010, the Judiciary provided interpreters in these languages for nearly 3,500 proceedings, which indicates more than double the amount of proceedings that used interpreters in these languages in Fiscal Year 2006. Because of the limited pool of interpreters in these languages, the Judiciary continuously struggles to meet the growing language interpreting needs of court users from the Micronesian, Marshall Islands, and Palauan migrant communities. The challenge of finding available qualified interpreters to service the increased need for interpreting services in these languages continues to demand additional staff time to obtain the services of interpreters in these languages, often resulting in delayed court proceedings. Moreover, the financial and professional resources required to provide skills training for interpreters of the Micronesian, Marshall Islands, and Palauan languages remain extremely limited. The Judiciary, therefore, continues to support coordinated statewide efforts that work towards building a pool of interpreters in these languages.

Mr. James W. Walther
Page 2
May 12, 2011

Thank you for the opportunity to provide information relating to the impact of migrants from the Federated States of Micronesia, the Republic of the Marshall Islands, and Palau on the courts. Please contact us if additional information is needed.

Sincerely,

A handwritten signature in black ink, appearing to read 'Debi S. Tulang-De Silva', written in a cursive style.

Debi S. Tulang-De Silva

Attachments

c: Rodney A. Maile, Administrative Director of the Courts

The Judiciary, State of Hawai'i

**EXPENDITURES ON COURT INTERPRETING SERVICES IN HAWAII STATE COURTS
 COMPACT OF FREE ASSOCIATION LANGUAGES
 FISCAL YEARS 2006 - 2010**

LANGUAGE	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Federated State of Micronesia					
Chuukese	\$43,672.51	\$51,836.52	\$59,467.97	\$87,693.59	\$94,673.01
Kosraean	\$1,163.27	\$975.00	\$2,052.90	\$2,017.87	\$3,438.23
Mokilese	\$100.00	\$305.00	\$75.00	\$0.00	\$0.00
Mortlockese	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Nukuoro	\$150.00	\$150.00	\$0.00	\$99.50	\$0.00
Pohnpeian	\$9,475.05	\$9,611.06	\$8,354.35	\$12,554.85	\$7,514.05
Yapese	\$502.00	\$125.00	\$382.60	\$852.65	\$600.00
Republic of the Marshall Islands					
Marshallese	\$15,510.00	\$19,543.27	\$20,486.47	\$21,769.71	\$26,150.74
Republic of Palau					
Palauan	\$150.00	\$250.00	\$100.00	\$91.45	\$240.83
TOTAL	\$70,722.83	\$82,705.85	\$90,919.29	\$125,079.62	\$132,016.86
Expenditures for Compact languages as percentage of expenditures for all languages	23%	26%	24%	29%	32%

The Judiciary, State of Hawai'i

**STATISTICS ON COURT INTERPRETING SERVICES IN HAWAI'I STATE COURTS
COMPACT OF FREE ASSOCIATION LANGUAGES
FISCAL YEARS 2006 - 2010**

LANGUAGE	FY 2006		FY 2007		FY 2008		FY 2009		FY 2010	
	# Interp.	# Proceed	# Interp.	# Proceed	# Interp.	# Proceed	# Interp.	# Proceed	# Interp.	# Proceed
Federated State of Micronesia										
Chuukese	18	1,175	20	1,514	25	1,586	22	2,422	29	2,685
Kosraean	4	23	4	19	7	26	10	34	10	58
Mokilese	1	2	1	1	1	1	0	0	0	0
Mortlockese	0	0	0	0	0	0	0	0	0	0
Nukuoro	1	2	1	3	0	0	1	1	0	0
Pohnpeian	7	63	20	190	8	134	9	266	12	182
Yapese	2	5	2	2	3	3	5	16	1	15
Republic of the Marshall Islands										
Marshallese	10	326	15	414	17	370	15	479	15	555
Republic of Palau										
Palauan	1	3	2	4	1	2	1	1	1	4
TOTAL	44	1,599	65	2,147	62	2,122	63	3,219	68	3,499

OFFICE OF THE PUBLIC DEFENDER

EXHIBIT K

OFFICE OF THE PUBLIC DEFENDER

2008-2010 Micronesian Interpreter Fees

2008		
NAME	LANGUAGE	AMOUNT
M [REDACTED], L.	Chuukese	\$739.28
J [REDACTED], E.	Chuukese	\$1,650.00
I [REDACTED], J.	Chuukese	\$608.40
I [REDACTED], M.	Marshallese	\$916.10
F [REDACTED], R.	Chuukese	\$5,885.00
A [REDACTED], J.	Chuukese	\$1,535.15
TOTAL		\$11,333.93

2009		
NAME	LANGUAGE	AMOUNT
B [REDACTED], M.	Chuukese	\$702.80
F [REDACTED], R.	Chuukese	\$1,560.43
M [REDACTED], L.	Chuukese	\$1,750.00
A [REDACTED], J.	Chuukese	\$50.00
A [REDACTED], J.	Chuukese	\$51.05
A [REDACTED], C.	Marshallese	\$110.50
E [REDACTED], B.	Marshallese	\$300.00
F [REDACTED], G.	Chuukese	\$54.20
F [REDACTED], R.	Chuukese	\$1,560.43
I [REDACTED], M.	Marshallese	\$558.40
K [REDACTED], Y.	Chuukese	\$50.00
K [REDACTED], L.	Chuukese	\$100.00
L [REDACTED], E.	Pohnpeian	\$160.86
L [REDACTED], M.	Chuukese	\$100.00
I [REDACTED], T.	Marshallese	\$65.40
L [REDACTED], L.	Micronesian	\$147.60
N [REDACTED], S.	Chuukese	\$125.70
R [REDACTED], L.	Chuukese	\$104.90
R [REDACTED], R.	Chuukese	\$150.00
R [REDACTED], F.	Chuukese	\$103.16
S [REDACTED], G.	Chuukese	\$250.00
S [REDACTED], E.	Chuukese	\$100.00
Y [REDACTED], K.	Chuukese	\$100.00
TOTAL		\$8,255.43

2008-2010 Micronesian Interpreter Fees

2010		
NAME	LANGUAGE	AMOUNT
A [REDACTED], J.	Chuukese	\$112.60
A [REDACTED], J.	Chuukese	\$100.00
A [REDACTED], C.	Marshallese	\$175.00
E [REDACTED], B.	Chuukese	\$228.00
B [REDACTED], M.	Chuukese	\$400.00
D [REDACTED], G.	Marshallese	\$186.75
E [REDACTED], S.	Marshallese	\$50.00
E [REDACTED], B.	Marshallese	\$642.00
F [REDACTED], R.	Chuukese	\$208.35
H [REDACTED], B.	Chuukese	\$50.00
I [REDACTED], M.	Marshallese	\$250.00
I [REDACTED], B.	Chuukese	\$50.00
I [REDACTED], M.	Pohnpeian	\$55.95
M [REDACTED], L.	Chuukese	\$1,631.10
O [REDACTED], M.	Chuukese	\$100.00
R [REDACTED], T.	Chuukese	\$100.00
S [REDACTED], G.	Chuukese	\$100.00
S [REDACTED], K.	Chuukese	\$250.00
W [REDACTED], M.	Chuukese	\$100.00
Y [REDACTED], K.	Chuukese	\$50.00
TOTAL		\$4839.75

2008-2010 COMBINED TOTAL	\$24,429.11
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