

JAN 17 2024

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# A BILL FOR AN ACT

RELATING TO MENTAL HEALTH.

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

1           SECTION 1. (a) The department of corrections and  
2 rehabilitation shall construct a mental health facility for  
3 inmates and detainees in custody of the department; provided  
4 that:

5           (1) The new facility shall provide treatment to any inmate  
6 or detainee who:

7           (A) Exhibits signs of mental illness, including but  
8 not limited to a diagnosis of a mental illness;

9           (B) Poses a danger of physical harm to self or danger  
10 of physical harm to others; or

11           (C) Requests treatment and meets admittance criteria  
12 as established by the department of corrections  
13 and rehabilitation;

14           (2) Treatment at the mental health facility is medically  
15 appropriate; and



1           (3) Considering less intrusive alternatives, treatment at  
2           the mental health facility is essential to forestall  
3           the danger posed by the inmate or detainee.

4           (b) The department of corrections and rehabilitation may  
5           enter into a public-private partnership to plan, design, and  
6           construct the mental health facility.

7           (c) As part of the planning process, the department of  
8           corrections and rehabilitation shall hold a community partnering  
9           meeting to receive community input and comments regarding the  
10          proposed location, size, programming, and other matters  
11          pertaining to the mental health facility.

12          (d) The mental health facility shall be a secure, minimum-  
13          to medium-security community correctional facility designed to  
14          provide medical treatment to inmates and detainees with mental  
15          health needs.

16          SECTION 2. The director of finance is authorized to issue  
17          general obligation bonds in the sum of \$                    or so much  
18          thereof as may be necessary and the same sum or so much thereof  
19          as may be necessary is appropriated for fiscal year 2024-2025  
20          for the planning, design, and construction of a mental health



# S.B. NO. 2005

1 facility for inmates and detainees with mental health needs in  
2 the custody of the department of corrections and rehabilitation.

3 SECTION 3. The sum appropriated shall be expended by the  
4 department of corrections and rehabilitation for the purposes of  
5 this Act.

6 SECTION 4. The appropriation made for the capital  
7 improvement project authorized by this Act shall not lapse at  
8 the end of the fiscal biennium for which the appropriation is  
9 made; provided that all moneys from the appropriation  
10 unencumbered as of June 30, 2026, shall lapse as of that date.

11 SECTION 5. This Act shall take effect on July 1, 2024.

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INTRODUCED BY: \_\_\_\_\_

A handwritten signature in black ink, appearing to be 'BLS', is written over a horizontal line.

# S.B. NO. 2005

**Report Title:**

DCR; Inmates; Mental Health Facility; Appropriation

**Description:**

Requires the Department of Corrections and Rehabilitation to construct a mental health facility for inmates or detainees with mental health needs. Appropriates funds.

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

