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## A BILL FOR AN ACT

RELATING TO CORRECTIONAL FACILITIES.

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

1           SECTION 1. (a) Within ninety days of the effective date  
2 of this Act, the director of public safety shall enter into a  
3 contract with certified or accredited correctional design  
4 professionals for the planning and preliminary design for a one  
5 thousand bed low security correctional facility. The  
6 correctional facility shall be a secure correctional facility  
7 designed to provide intensive in-house drug and substance abuse  
8 rehabilitation, employment training and continuing education,  
9 including but not limited to Hawaiian studies.

10           (b) The correctional facility shall be designed to be  
11 operated by the State or a private operator with the ability to  
12 provide a total continuum of programs, as delineated in  
13 subsection (a).

14           (c) By February 1, 2008, the director of public safety  
15 shall report to the legislature, including in the report the  
16 following:

17           (1) The preliminary design and projected cost of the  
18           correctional treatment facility, which shall be



1           designed to be accredited by the American Correctional  
2           Association;

3           (2) If the facility is to be developed by a private  
4           developer, a proposed request for proposals for the  
5           private development of the facility for the State on a  
6           turn-key basis;

7           (3) If the facility is to be operated by a private  
8           operator, a proposed request for proposals for the  
9           operation of the correctional treatment facility by a  
10          private operator, who has experience in the successful  
11          operation of facilities accredited by the American  
12          Correctional Association and the Joint Commission on  
13          the Accreditation of Healthcare Organizations;

14          (4) A prioritized list of suitable sites, including the  
15          undeveloped portion of the Halawa correctional  
16          facility site and other public lands and private  
17          property, along with the estimated cost of  
18          acquisition, the cost for site preparation, and the  
19          cost for the provision of all necessary infrastructure  
20          to support the proposed facility;

21          (5) A proposal for the financing of the acquisition of the  
22          turn-key completed facility, including the use of

1           general obligation bonds, special purpose revenue  
 2           bonds, tax-exempted project revenue bonds,  
 3           certificates of participation, or other forms of  
 4           financing; and

5           (6) Any proposed legislation required for the  
 6           implementation of the final design, construction,  
 7           purchase, and operation of the correctional treatment  
 8           facility.

9           SECTION 2. This Act shall not be construed to prohibit the  
 10          governor from negotiating or contracting with any person for the  
 11          development of other in-state correctional facilities pursuant  
 12          to sections 353-16.35 and 353-16.36, Hawaii Revised Statutes.

13          SECTION 3. There is appropriated out of the general  
 14          revenues of the State of Hawaii the sum of \$500,000, or so much  
 15          thereof as may be necessary for fiscal year 2007-2008, for the  
 16          purposes of this Act.

17          The sum appropriated shall be expended by the department of  
 18          public safety for the purposes of this Act.

19          SECTION 4. This Act shall take effect on July 1, 2007.

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INTRODUCED BY:

Cindy Evans (BR)

JAN 24 2007



**Report Title:**

Correction Facilities; Design and Construction

**Description:**

Directs the executive branch to prepare preliminary design and request for proposals for the design, construction, and operation of a correctional facility. Appropriates funds.

