

MAR 14 2012

SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A
PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR THE PLANNING,
DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF A NEW MAUI
REGIONAL PUBLIC SAFETY COMPLEX AT PUUNENE, MAUI.

1 WHEREAS, part of the mission of the Department of Public
2 Safety is to ensure the safety of Hawaii's communities through
3 the provision of correctional services with professionalism,
4 integrity, and fairness; and
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6 WHEREAS, the Legislature believes that returning
7 incarcerated persons from the mainland is in the best interest
8 of the State, as it serves the economic and social interests of
9 Hawaii's citizens; and
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11 WHEREAS, the Department of Public Safety currently operates
12 the Maui Community Correctional Center situated on approximately
13 seven acres of land in Wailuku, Maui; and
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15 WHEREAS, the Maui Community Correctional Center's
16 operations are in need of modernization and expansion to meet
17 Maui's current correctional needs; and
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19 WHEREAS, pursuant to section 353-16.36, Hawaii Revised
20 Statutes, the Governor may enter into and execute contracts in
21 the name of the State with any private entity to construct and
22 then lease or purchase correctional facilities on public or
23 private lands for the benefit of the State; and
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25 WHEREAS, the Department of Public Safety is collaborating
26 with the Department of Land and Natural Resources, the
27 Department of Hawaiian Home Lands, and the County of Maui in the
28 proposed development of a new Maui Regional Public Safety
29 Complex at Puunene, Maui; and
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1 WHEREAS, this relocation to Puunene, Maui would enable the
2 Department of Public Safety to expand the present capacities of
3 the Maui Community Correctional Center; and
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5 WHEREAS, the Maui Regional Public Safety Complex at Puunene
6 would replace the Maui Community Correctional Center to provide
7 for the care and custody of two distinct correctional
8 populations:
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10 (1) Jail inmates, consisting of pre-trial detainees,
11 sentenced misdemeanants, sentenced felony
12 probationers, and probation violators committed by the
13 Second Judicial Circuit; and
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15 (2) Prison inmates originating from the Second Judicial
16 Circuit and deemed eligible for re-entry programs, and
17 parole violators; and
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19 WHEREAS, the State is interested in promoting a public-
20 private partnership to plan, design, construct, turnkey, and
21 finance, as permitted under Chapter 37D, Hawaii Revised
22 Statutes, the Maui Regional Public Safety Complex at Puunene;
23 and
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25 WHEREAS, such financing agreements have been used by the
26 State for other projects as an alternative mechanism through
27 which much-needed public facilities may be constructed without
28 having to provide the funding upfront; and
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30 WHEREAS, during a time when the State must exercise
31 economic prudence, such alternative financing methods should be
32 encouraged, especially where those efforts will directly benefit
33 the public, provide an economic stimulus to the local economy,
34 and enable expedited construction; and
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36 WHEREAS, a request for proposal to plan, design, construct,
37 turnkey, and finance the development of the new facility is
38 anticipated to be issued shortly; now, therefore,
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40 BE IT RESOLVED by the Senate of the Twenty-Sixth
41 Legislature of the State of Hawaii, Regular Session of 2012, the
42 House of Representatives concurring, that the Department of
43 Public Safety is encouraged to enter into a public-private
44 partnership agreement for the planning, design, construction,



1 turnkey, and financing of a new Maui Regional Public Safety
2 Complex in the Puunene, Maui region; and
3

4 BE IT FURTHER RESOLVED that the Legislature supports the
5 construction of the correctional facility in Puunene and any
6 future appropriations that may be necessary for the Department
7 of Public Safety to meet any future payment obligations under
8 the agreement; and
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10 BE IT FURTHER RESOLVED that certified copies of this
11 Concurrent Resolution be transmitted to the Governor,
12 Comptroller, Director of Finance, Director of Public Safety,
13 Chairperson of the Board of Land and Natural Resources, Attorney
14 General, Chairperson of the Hawaiian Homes Commission, and the
15 Mayor and County Council of the County of Maui.
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OFFERED BY:

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