
A BILL FOR AN ACT

RELATING TO CORRECTIONAL FACILITIES.

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

1 SECTION 1. The legislature finds that most of the State's
2 correctional facilities are extremely old, are in need of
3 significant repair and maintenance, and lack the capacity to
4 accommodate current and projected detention needs.

5 The Halawa correctional facility consists of two separate
6 facilities. The special-needs facility houses about one hundred
7 maximum- and closed-custody inmates, inmates with severe or
8 chronic mental illness who cannot be placed in the general
9 population, and inmates who require protective custody. The
10 medium-security prison facility houses approximately one
11 thousand two hundred male sentenced felons.

12 To mitigate prison overcrowding, there are about one
13 thousand four hundred male inmates from Halawa correctional
14 facility who are housed in a contracted facility in Arizona at a
15 cost of more than \$40,000,000 annually.

16 The Oahu community correctional center is the largest jail
17 facility in the State, housing about one thousand two hundred



1 pre-trial detainees, short-term sentenced individuals, probation
2 and parole violators, and a pre-release work furlough center.

3 The legislature further finds that a new higher-capacity
4 correctional facility could house additional inmates from Halawa
5 correctional facility and Hawaii inmates from the contracted
6 facility in Arizona. This would enable the relocation of the
7 Oahu community correctional center to a renovated Halawa
8 correctional facility.

9 The purpose of this Act is to:

10 (1) Require the department of public safety to solicit
11 proposals for the purchase or construction of a three
12 thousand-bed correctional facility. The new facility
13 shall be capable of housing the current inmate
14 population of the Halawa correctional facility, and
15 Hawaii inmates now housed in Arizona; and

16 (2) Upon completion of the new correctional facility,
17 relocate the operations of the Oahu community
18 correctional center to the vacated site of the Halawa
19 correctional facility.

20 SECTION 2. (a) The department of public safety shall
21 solicit proposals for the purchase or construction of a three



1 thousand-bed correctional facility that would be capable of
2 housing the current inmate populations of the Halawa
3 correctional facility, and Hawaii inmates now housed in Arizona.

4 (b) Upon completion of the new correctional facility, the
5 department of public safety shall relocate the operations of the
6 Oahu community correctional center to the vacated site of the
7 Halawa correctional facility.

8 (c) The new correctional facility shall:

- 9 (1) Be operated by public employees;
- 10 (2) Provide a range of custody levels, including community
11 custody, minimum-security, and maximum-security;
- 12 (3) Be designed to appropriately house inmates in units
13 reflecting their custody levels; and
- 14 (4) Include opportunities for counseling, vocational
15 training, and education for inmates.

16 SECTION 3. The department of public safety may enter into:

- 17 (1) A public-private partnership to plan, design, and
18 construct the new correctional facility; and
- 19 (2) A lease-option contract with any private owner of the
20 new correctional facility to rent the facility for a
21 set amount of time before exercising the option to



1 purchase the facility when or before the lease
2 expires.

3 SECTION 4. The director of public safety shall submit a
4 report to the legislature at least twenty days prior to the
5 convening of the regular session of 2018, of the director's
6 findings and recommendations, including:

7 (1) A list of proposals with total costs for the purchase
8 or construction of a three thousand-bed correctional
9 facility in accordance with this Act;

10 (2) The feasibility of:

11 (A) Relocating the operations of the Oahu community
12 correctional center to the vacated site of the
13 Halawa correctional facility;

14 (B) Entering into a public-private partnership to
15 plan, design, and construct the new correctional
16 facility; and

17 (C) Entering into a lease-option contract with any
18 private owner of the new correctional facility to
19 rent the facility for a set amount of time before
20 exercising the option to purchase the facility
21 when or before the lease expires; and



1 (3) Any proposed legislation, any funding requests, and
2 any other relevant information that the director of
3 public safety deems necessary to implement this Act.

4 SECTION 5. The department of public safety shall suspend
5 the current environmental impact statement process for its short
6 list of four potential sites for the proposed Oahu community
7 correctional center until the department of public safety:

8 (1) Considers alternative sites of 4.5 acres in size or
9 larger and provides a list of alternative sites and
10 the reasons for adding or omitting the alternative
11 sites from consideration as potential sites for the
12 proposed Oahu community correctional center;

13 (2) Consults with the task force created by house
14 concurrent resolution no. 85 (2016) and the
15 corrections population management commission about the
16 appropriate capacity and design of the proposed Oahu
17 community correctional center in view of changes to
18 the criminal justice system in areas of pre-trial
19 diversion programs, expansion of Hawaii's Opportunity
20 Probation with Enforcement (HOPE) program and other
21 probation programs, expansion of work furlough, and



1 the use of other alternatives to incarceration
2 programs; and
3 (3) Provides a report with respect to paragraphs (1) and
4 (2) to the legislature no less than twenty days prior
5 to the convening of the regular session of 2018.

6 SECTION 6. This Act shall take effect on July 1, 2099.



Report Title:

Halawa Correctional Facility; Oahu Community Correctional Center

Description:

Requires the Department of Public Safety to solicit proposals for a new correctional facility. Requires new facility to be operated by public employees. Temporarily suspends the current EIS process for potential sites for the proposed Oahu Community Correctional Center. (HB462 HD2)

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