
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 Waiawa correctional facility is a minimum-security
6 facility that houses about three hundred thirty adult male
7 sentenced felons who participate in educational programs and
8 community worklines.

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

16 To mitigate prison overcrowding, there are about one
17 thousand four hundred male inmates from Halawa correctional



1 facility who are housed in a contracted facility in Arizona at a
2 cost of more than \$40,000,000 annually.

3 The Oahu community correctional center is the largest jail
4 facility in the State, housing about one thousand two hundred
5 pre-trial detainees, short-term sentenced individuals, probation
6 and parole violators, and a pre-release work furlough center.

7 The legislature further finds that the Waiawa correctional
8 facility is located on one hundred ninety-seven acres in central
9 Oahu with ample land area for a new, higher-capacity
10 correctional facility that could house additional inmates from
11 Halawa correctional facility and house Hawaii inmates from the
12 contracted facility in Arizona. This in turn would enable the
13 relocation of the Oahu community correctional center to a
14 renovated Halawa correctional facility.

15 The purpose of this Act is to:

16 (1) Require the department of public safety to solicit
17 proposals for the purchase or construction of a three
18 thousand-bed correctional facility at the site of the
19 Waiawa correctional facility. The new facility shall
20 be capable of housing the current inmate population of
21 the Halawa correctional facility, Hawaii inmates now



1 housed in Arizona, and the inmate population of
2 existing Waiawa correctional facility; and
3 (2) Upon completion of the new correctional facility at
4 the site of the Waiawa correctional facility, relocate
5 the operations of the Oahu community correctional
6 center to the vacated site of the Halawa correctional
7 facility.

8 SECTION 2. (a) The department of public safety shall
9 solicit proposals for the purchase or construction of a three
10 thousand-bed correctional facility at the site of the Waiawa
11 correctional facility that would be capable of housing the
12 current inmate populations of the Halawa correctional facility,
13 Hawaii inmates now housed in Arizona, and the inmate population
14 of the existing Waiawa correctional facility.

15 (b) Upon completion of the new correctional facility at
16 the site of the Waiawa correctional facility, the department of
17 public safety shall relocate the operations of the Oahu
18 community correctional center to the vacated site of the Halawa
19 correctional facility.

20 (c) The new facility shall:

21 (1) Be operated by public employees;



- 1 (2) Provide a range of custody levels, including community
- 2 custody, minimum-security, and maximum-security;
- 3 (3) Be designed to appropriately house inmates in units
- 4 reflecting their custody levels; and
- 5 (4) Include opportunities for counseling, vocational
- 6 training, and education for inmates.

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

- 8 (1) A public-private partnership to plan, design, and
- 9 construct the new correctional facility at the site of
- 10 the Waiawa correctional facility; and
- 11 (2) A lease-option contract with any private owner of the
- 12 new correctional facility at the site of the Waiawa
- 13 correctional facility to rent the facility for a set
- 14 amount of time before exercising the option to
- 15 purchase the facility when or before the lease
- 16 expires.

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



- 1 (1) A list of proposals with total costs for the purchase
2 or construction of a three thousand-bed correctional
3 facility at the site of the Waiawa correctional
4 facility in accordance with this Act;
- 5 (2) The feasibility of:
- 6 (A) Relocating the operations of the Oahu community
7 correctional center to the vacated site of the
8 Halawa correctional facility;
- 9 (B) Entering into a public-private partnership to
10 plan, design, and construct the new correctional
11 facility at the site of the Waiawa correctional
12 facility; and
- 13 (C) Entering into a lease-option contract with any
14 private owner of the new correctional facility at
15 the site of the Waiawa correctional facility to
16 rent the facility for a set amount of time before
17 exercising the option to purchase the facility
18 when or before the lease expires; and
- 19 (3) Any proposed legislation, any funding requests, and
20 any other relevant information that the director of
21 public safety deems necessary to implement this Act.



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

- 5 (1) Considers alternative sites of 4.5 acres in size or
6 larger and provides a list of alternative sites and
7 the reasons for adding or omitting the alternative
8 sites from consideration as potential sites for the
9 proposed Oahu community correctional center;
- 10 (2) Consults with the task force created by house
11 concurrent resolution no. 85 (2016) and the
12 corrections population management commission about the
13 appropriate capacity and design of the proposed Oahu
14 community correctional center in view of changes to
15 the criminal justice system in areas of pre-trial
16 diversion programs, expansion of Hawaii's Opportunity
17 Probation with Enforcement (HOPE) program and other
18 probation programs, expansion of work furlough, and
19 the use of other alternatives to incarceration
20 programs; and



1 (3) Provides a report with respect to paragraphs (1) and
2 (2) to the legislature no less than twenty days prior
3 to the convening of the regular session of 2018.

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

5



Report Title:

Waiawa Correctional Facility; Halawa Correctional Facility; Oahu
Community Correctional Center

Description:

Requires the Department of Public Safety to solicit proposals
for a new correctional facility at Waiawa Correctional Facility.
Requires new facility to be operated by public employees.
Suspends the current EIS process for potential sites for the
proposed Oahu Community Correctional Center.

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not legislation or evidence of legislative intent.*

