

JAN 27 2021

A BILL FOR AN ACT

MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY.

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

1 SECTION 1. This Act is recommended by the governor for
2 immediate passage in accordance with section 9 of article VII of
3 the Constitution of the State of Hawaii.

4 SECTION 2. Act 5, Session Laws of Hawaii 2019, as amended
5 by Act 7, Session Laws of Hawaii 2020, as amended by Act 9,
6 Session Laws of Hawaii 2020, deleted the base salary of 298.50
7 positions in the amount of \$17,972,111, general funds from the
8 fiscal year 2020-2021 budget of the department of public safety.
9 Specifically, 160.0 adult corrections officers' salaries were
10 deleted, totaling \$9,613,332.

11 The department of public safety operates eight separate
12 correctional institutions on Oahu and three neighbor islands, 24
13 hours a day, 7 days a week (24/7). A sufficient number of
14 trained security staff is required to safely operate these
15 secure institutions. The staff of 160.0 adult corrections
16 officers is necessary to ensure 24/7 security coverage
17 especially considering any response to the COVID-19 pandemic.

1 The department projects a shortage in funding for personnel for
2 fiscal year 2020-2021 for the following facilities:

3 PSD 402- Halawa Correctional Facility: \$ 1,281,396

4 PSD 403- Kulani Correctional Facility: \$ 29,520

5 PSD 404- Waiawa Correctional Facility: \$ 292,932

6 PSD 405- Hawaii Community Correctional Center: \$ 240,714

7 PSD 406- Maui Community Correctional Center: \$ 1,053,924

8 PSD 407- Oahu Community Correctional Center: \$ 1,620,912

9 PSD 408- Kauai Community Correctional Center: \$ 144,204

10 PSD 409- Women's Community Correctional Center: \$ 143,064

11 Additionally, staffing for the health care division which is at
12 the forefront of the department's response to the COVID-19
13 pandemic has been critically reduced with the deletion of the
14 base salary for 33.50 positions, of which, 26.50 are health care
15 professionals, including physicians, psychiatrists,
16 psychologists, registered nurses, para-medical assistants,
17 physical and occupational therapists, and psychiatric social
18 workers. The salary reduction for the 26.50 positions in PSD
19 421-Health Care for fiscal year 2020-2021 is \$2,400,451. The
20 department's pandemic response plan requires all health care
21 disciplines to provide health care service, assistance, and
22 monitoring capabilities in-house at all correctional

1 institutions. The department projects a shortfall for personnel
2 services for PSD 421-Health Care in fiscal year 2020-2021 as:

3 PSD 421 - Health Care: \$ 1,200,226

4 The purpose of this Act is to make an emergency appropriation to
5 the department of public safety to provide the correctional
6 institutions listed above and the health care division with
7 sufficient funds to cover the personnel costs associated with
8 the provision of 24/7 operations and response to the COVID-19
9 pandemic.

10 SECTION 3. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$6,006,892 or so much
12 thereof as may be necessary for the department of public safety
13 to cover the costs of the personnel services shortfall for
14 fiscal year 2020-2021.

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

17 SECTION 4. This Act shall take effect upon its approval.

18
19 INTRODUCED BY: 

20 BY REQUEST

21

Report Title:

Emergency Appropriation; Department of Public Safety

Description:

Makes an emergency appropriation to provide funds for the Department of Public Safety to cover the costs of the personnel services shortfall at all correctional institutions statewide and health care services.

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JUSTIFICATION SHEET

DEPARTMENT: Public Safety

TITLE: A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY.

PURPOSE: To make an emergency appropriation to provide additional funds for the Department of Public Safety (PSD) to cover the personnel services shortfall at all its correctional institutions and health care division in fiscal year 2020-21.

MEANS: Emergency appropriation of funds.

JUSTIFICATION: Act 9, Session Laws of Hawaii (SLH) 2020, that amended Act 7, SLH 2020, and that amended Act 5, SLH 2019, deleted the salaries of 160.0 Adult Corrections Officer positions and 26.50 health care positions, creating a shortage in personnel services appropriation in fiscal year 2020-2021. Further, the COVID-19 pandemic response has increased the personnel services costs at all correctional institutions statewide and health care services.

Impact on the public: PSD's core mission is to uphold public safety. The public safety is compromised without sufficient funding for staffing PSD's secure facilities and its COVID-19 pandemic response.

Impact on the Department and other agencies: This request will allow PSD to continue to safely and securely operate its eight distinct correctional institutions statewide and effectively execute its COVID-19 pandemic plan.

GENERAL FUNDS: \$6,006,892

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: PSD 402, PSD 403, PSD 404, PSD 405, PSD 406, PSD 407, PSD 408, PSD 409, PSD 421.

OTHER AFFECTED

AGENCIES: None.

EFFECTIVE DATE: Upon approval.