
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DIRECTOR OF PUBLIC SAFETY TO FORM A TASK FORCE TO INITIATE THE PLANNING AND DESIGN PROCESS TO DEVELOP A CORRECTIONAL TREATMENT FACILITY TO HOUSE ONE THOUSAND TO ONE THOUSAND TWO HUNDRED INMATES ON UNDEVELOPED HAWAIIAN HOME LANDS ON THE ISLAND OF HAWAII.

1 WHEREAS, the State can no longer afford to postpone the
2 construction of correctional facilities in the State; and
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4 WHEREAS, prison overcrowding places the State in a
5 vulnerable position of being subject to charges of civil rights
6 violations and security risks; and
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8 WHEREAS, since 1995, the Department of Public Safety has
9 transported prisoners to facilities in other states, including
10 Oklahoma, Texas, Oregon, Minnesota, Arizona, and Tennessee,
11 based on the premise that such transport is a temporary solution
12 until adequate facilities are built in Hawaii and that the State
13 cannot afford to transport inmates to mainland facilities
14 indefinitely; and
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16 WHEREAS, out-of-state placements cost approximately
17 \$24,400,000 per year, or \$56 per prisoner per day for care,
18 custody, transportation, inmate compensation, and health care;
19 and
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21 WHEREAS, the arrangement has not been problem-free because,
22 at the mainland facilities, there have been allegations of
23 sexual assault of female prisoners, denial of timely medical
24 treatment, and civil rights violations, and furthermore, the
25 lack of nearby family support, which is an integral part of any
26 successful re-entry into local society, hinders rehabilitation;
27 and
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1 WHEREAS, the great majority of all prisoners incarcerated
2 by the State were convicted of crimes relating to drug laws or
3 other crimes to support drug habits so that simple incarceration
4 without treatment will only lead to recidivism and magnify the
5 problem rather than lead to a reduction of the scourge of drug
6 and substance abuse; and

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8 WHEREAS, it is in the public interest to build a new
9 correctional facility that emphasizes programs to treat
10 substance abuse and mental health issues and is designed to
11 house one thousand to one thousand two hundred inmates and
12 provide them with intensive drug- and substance-abuse and other
13 mental health treatment; and

14
15 WHEREAS, a possible site for a new correctional treatment
16 facility, given that per cent of prisoners are of Hawaiian
17 ancestry, may be undeveloped Department of Hawaiian Home Lands
18 property on the Big Island, although other sites that may be
19 more appropriate or economically feasible should also be
20 considered; now, therefore,

21
22 BE IT RESOLVED by the House of Representatives of the
23 Twenty-sixth Legislature of the State of Hawaii, Regular Session
24 of 2011, the Senate concurring, that the Director of Public
25 Safety is requested to form a task force comprised of elected
26 and administrative state and county officials and community
27 leaders to include but not be limited to:

- 28
29 (1) The Director of Public Safety or a designee;
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31 (2) The Chairperson of the Hawaiian Homes Commission or a
32 designee;
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34 (3) The Director of Business, Economic Development and
35 Tourism or a designee;
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37 (4) The Director of the Planning Department of the County
38 of Hawaii or a designee;
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1 (5) The Director of Research and Development of the County
2 of Hawaii or a designee; and
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4 (6) A representative of the Hawaiian home lands
5 beneficiary community; and
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7 BE IT FURTHER RESOLVED that the task force is requested to
8 initiate the planning and design process to develop a
9 correctional treatment facility to house one thousand to one
10 thousand two hundred inmates on undeveloped Hawaiian home lands
11 property on the Big Island, or other appropriate site, as
12 proposed by the Director of Public Safety; and
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14 BE IT FURTHER RESOLVED that the task force is requested to
15 consider the planning and design of a secure correctional
16 facility that provides intensive in-house rehabilitation
17 programs for the treatment of chemical dependency and abuse and
18 other mental health problems; and
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20 BE IT FURTHER RESOLVED that the task force is requested to
21 consider a correctional treatment facility designed to be
22 operated by the State or a private operator with the ability to
23 provide a total continuum of care programs that address
24 education, prevention, treatment, and supervision services
25 following an offender's reentry into the community and that are
26 designed to achieve the prevention of drug and substance abuse
27 and the resolution of other mental health problems; and
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29 BE IT FURTHER RESOLVED that the task force is requested to
30 submit a report of its findings and recommendations, including
31 any proposed legislation, to the Legislature not later than
32 twenty days prior to the convening of the Regular Session of
33 2012; and
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35 BE IT FURTHER RESOLVED that the task force is requested to
36 include the following in its report:
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38 (1) The preliminary design and projected cost of the
39 correctional treatment facility, which shall be



- 1 designed to be accredited by the American Correctional
2 Association;
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- 4 (2) Should the facility be constructed by a private
5 developer, a draft request for proposals for the
6 private development of the facility for the State on a
7 turn-key basis;
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- 9 (3) Should the facility be operated by a private operator,
10 a draft request for proposals for the operation of the
11 correctional treatment facility by a private operator
12 with experience in the successful operation of
13 facilities accredited by the American Correctional
14 Association and the Joint Commission on the
15 Accreditation of Healthcare Organizations;
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- 17 (4) Should the facility be constructed and operated by the
18 same private entity, a draft request for proposals for
19 the development and operation of the facility under
20 the respective requirements of paragraphs (2) and (3);
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- 22 (5) A prioritized list of suitable sites, including other
23 public lands and private properties, along with the
24 estimated cost of acquisition, the costs for site
25 preparation, and the cost for the provision of all
26 necessary infrastructure to support the proposed
27 facility;
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- 29 (6) A proposal for financing the acquisition of the
30 completed turn-key facility, including the use of
31 general obligation bonds, special purpose revenue
32 bonds, tax-exempted project revenue bonds,
33 certificates of participation, or other forms of
34 financing; and
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- 36 (7) Any proposed legislation required for the
37 implementation of the final design, construction,
38 purchase, and operation of the correctional treatment
39 facility; and



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 2 BE IT FURTHER RESOLVED that certified copies of this
 3 Concurrent Resolution be transmitted to the Director of Public
 4 Safety, the Chairperson of the Hawaiian Homes Commission, the
 5 Director of Business, Economic Development and Tourism, the
 6 Director of Planning of the County of Hawaii, and the Director
 7 of Research and Development of the County of Hawaii.
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OFFERED BY:

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