
HOUSE 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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29 WHEREAS, the great majority of all prisoners incarcerated
30 by the State were convicted of crimes relating to drug laws or
31 other crimes to support drug habits so that simple incarceration
32 without treatment will only lead to recidivism and magnify the



1 problem rather than lead to a reduction of the scourge of drug
2 and substance abuse; and

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

10
11 WHEREAS, a possible site for a new correctional treatment
12 facility, given that per cent of prisoners are of Hawaiian
13 ancestry, may be undeveloped Department of Hawaiian Home Lands
14 property on the Big Island, although other sites that may be
15 more appropriate or economically feasible should also be
16 considered; now, therefore,

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

- 24
25 (1) The Director of Public Safety or a designee;
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27 (2) The Chairperson of the Hawaiian Homes Commission or a
28 designee;
29
30 (3) The Director of Business, Economic Development and
31 Tourism or a designee;
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33 (4) The Director of the Planning Department of the County
34 of Hawaii or a designee;
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36 (5) The Director of Research and Development of the County
37 of Hawaii or a designee; and
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1 (6) A representative of the Hawaiian home lands
2 beneficiary community; and
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4 BE IT FURTHER RESOLVED that the task force is requested to
5 initiate the planning and design process to develop a
6 correctional treatment facility to house one thousand to one
7 thousand two hundred inmates on undeveloped Hawaiian home lands
8 property on the Big Island, or other appropriate site, as
9 proposed by the Director of Public Safety; and
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11 BE IT FURTHER RESOLVED that the task force is requested to
12 consider the planning and design of a secure correctional
13 facility that provides intensive in-house rehabilitation
14 programs for the treatment of chemical dependency and abuse and
15 other mental health problems; and
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17 BE IT FURTHER RESOLVED that the task force is requested to
18 consider a correctional treatment facility designed to be
19 operated by the State or a private operator with the ability to
20 provide a total continuum of care programs that address
21 education, prevention, treatment, and supervision services
22 following an offender's reentry into the community and that are
23 designed to achieve the prevention of drug and substance abuse
24 and the resolution of other mental health problems; and
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26 BE IT FURTHER RESOLVED that the task force is requested to
27 submit a report of its findings and recommendations, including
28 any proposed legislation, to the Legislature not later than
29 twenty days prior to the convening of the Regular Session of
30 2012; and
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32 BE IT FURTHER RESOLVED that the task force is requested to
33 include the following in its report:
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35 (1) The preliminary design and projected cost of the
36 correctional treatment facility, which shall be
37 designed to be accredited by the American Correctional
38 Association;
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- 1 (2) Should the facility be constructed by a private
2 developer, a draft request for proposals for the
3 private development of the facility for the State on a
4 turn-key basis;
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- 6 (3) Should the facility be operated by a private operator,
7 a draft request for proposals for the operation of the
8 correctional treatment facility by a private operator
9 with experience in the successful operation of
10 facilities accredited by the American Correctional
11 Association and the Joint Commission on the
12 Accreditation of Healthcare Organizations;
13
- 14 (4) Should the facility be constructed and operated by the
15 same private entity, a draft request for proposals for
16 the development and operation of the facility under
17 the respective requirements of paragraphs (2) and (3);
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- 19 (5) A prioritized list of suitable sites, including other
20 public lands and private properties, along with the
21 estimated cost of acquisition, the costs for site
22 preparation, and the cost for the provision of all
23 necessary infrastructure to support the proposed
24 facility;
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- 26 (6) A proposal for financing the acquisition of the
27 completed turn-key facility, including the use of
28 general obligation bonds, special purpose revenue
29 bonds, tax-exempted project revenue bonds,
30 certificates of participation, or other forms of
31 financing; and
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- 33 (7) Any proposed legislation required for the
34 implementation of the final design, construction,
35 purchase, and operation of the correctional treatment
36 facility; and
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38 BE IT FURTHER RESOLVED that certified copies of this
39 Resolution be transmitted to the Director of Public Safety, the



1 Chairperson of the Hawaiian Homes Commission, the Director of
 2 Business, Economic Development and Tourism, the Director of
 3 Planning of the County of Hawaii, and the Director of Research
 4 and Development of the County of Hawaii.

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OFFERED BY:

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