

JAN 20 2011

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# A BILL FOR AN ACT

RELATING TO CORRECTIONAL FACILITIES.

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

1           SECTION 1. Chapter 353C, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4           "§353C-       Correctional facility and community correctional  
5 center deaths; reporting. (a) The director shall report to the  
6 senate president, speaker of the house of representatives, and  
7 legislative committee chairs having primary responsibility for  
8 public safety issues, the death of:

9           (1) Correctional facility or community correctional center  
10           employees who die on the grounds of a correctional  
11           facility or community correctional center where Hawaii  
12           inmates reside or who sustain an injury on the grounds  
13           of a correctional facility or community correctional  
14           center where Hawaii inmates reside that causes the  
15           death of the employee; and

16           (2) Any Hawaii inmate who is incarcerated in a  
17           correctional facility or community correctional  
18           center,



1 within twenty-four hours of the death.

2 (b) The report in subsection (a) shall include the  
3 following information:

4 (1) The name of the decedent;

5 (2) Whether the decedent is an inmate or employee;

6 (3) The location of the incident;

7 (4) The date and time of the death; and

8 (5) The cause of death;

9 provided that if the cause of death has not been officially  
10 determined, the director shall provide notice of the official  
11 cause of death as required by this section within twenty-four  
12 hours of receipt of that information.

13 (c) The director shall have the discretion to withhold  
14 disclosure of the decedent's name pending notification of the  
15 death to the next of kin or if the decedent's identity is  
16 protected from disclosure by state or federal laws."

17 SECTION 2. New statutory material is underscored.

18 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

*Handwritten signature of Michael J. ...*

*Will Zygo*  
*Michelle Sidani*  
*Chai Phan*

**Report Title:**

Correctional Facility Deaths; Reporting Requirements

**Description:**

Requires the department of public safety to report to the legislature any inmate or correctional facility employee death within 24 hours.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

