
A BILL FOR AN ACT

RELATING TO PUBLIC SAFETY.

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

1 SECTION 1. The Kulani correctional facility closed on
2 November 20, 2009, and was transferred to the state department
3 of defense. The incarcerated population of approximately one
4 hundred twenty at the Kulani correctional facility was
5 transferred to the Halawa correctional facility, to the federal
6 detention center in Honolulu, and to mainland prisons. The
7 Kulani correctional facility specialized in providing sex
8 offender treatment, which the department of public safety
9 describes as being one of the most successful programs in the
10 country.

11 The legislature finds that Hawaii's incarcerated persons
12 who serve their incarceration sentence in Hawaii have more
13 potential for rehabilitation when they can live in familiar
14 surroundings and be close to relatives. The legislature further
15 finds that the sex offender treatment services at the Kulani
16 correctional facility were among the finest in the country. The
17 legislature further finds that consideration of the State's
18 financial costs of incarceration on the mainland, rather than



1 incarceration in Hawaii, is outweighed by the rehabilitation
2 success of persons incarcerated in Hawaii. Successful
3 rehabilitation eventually results in lower recidivism and lower
4 costs.

5 The purpose of this Act is to require the department of
6 public safety to make plans to reopen the Kulani correctional
7 facility.

8 SECTION 2. (a) No later than December 31, 2011, the
9 department of public safety shall:

10 (1) Formulate a plan to reopen the Kulani correctional
11 facility; and

12 (2) Include in that plan an implementation process to
13 transfer back incarcerated persons to and house new
14 inmates at the Kulani correctional facility.

15 (b) The emphasis of the reopened Kulani correctional
16 facility shall be on providing sex offender treatment
17 rehabilitation services.

18 (c) The state department of defense shall cooperate with
19 the department of public safety to transfer the Kulani
20 correctional facility back to the department of public safety,
21 and the department of public safety is urged to assist the state
22 department of defense in identifying alternative sites for the



1 Kulani Youth Challenge Academy. In addition, with respect to
2 former employees of the Kulani Correctional facility who, due to
3 the closing of the facility, were transferred to another
4 department of public safety facility or terminated from
5 employment, the department of public safety is requested to
6 consider transferring these employees back to the Kulani
7 correctional facility or reinstating the employment of these
8 former employees at the Kulani correctional facility.

9 (d) The department of public safety shall submit its plan
10 and any related findings and recommendations to the legislature
11 no later than twenty days prior to the convening of the regular
12 session of 2012.

13 SECTION 3. This Act shall take effect on July 1, 2050.



Report Title:

Kulani Correctional Facility; Reopening

Description:

Requires the Department of Public Safety to develop a plan to reopen the Kulani correctional facility, implement transfers, and house newly sentenced individuals by December 31, 2011. Report to 2012 legislature. Effective July 1, 2050. (SB1358 HD1)

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