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# HOUSE CONCURRENT RESOLUTION

URGING THE GOVERNOR TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP TO BUILD A NEW SYSTEM OF PRISONS, JAILS, AND HALFWAY HOMES FOR HAWAI'I, TO BE OWNED AND OPERATED BY THE STATE AND ITS COUNTIES.

1           WHEREAS, it is the duty and obligation of the State to  
2 employ and operate a system of prisons and jails that  
3 incarcerate and rehabilitate individuals in society who are  
4 guilty of crimes; and

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6           WHEREAS, the State currently employs and operates a system  
7 of prisons and jails that are overcrowded and in some cases old  
8 and dilapidated; and

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10          WHEREAS, inadequate facilities have forced the State to  
11 send prisoners to private mainland prisons; and

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13          WHEREAS, the practice of sending the State's prisoners to  
14 private mainland prisons is a temporary solution that is no  
15 longer viable or in the best interests of prisoners, their  
16 families, or society as a whole; and

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18          WHEREAS, the State's current prison population, including  
19 those incarcerated on the mainland, is over 5,000 and is  
20 estimated to exceed 6,000 in the foreseeable future; and

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22          WHEREAS, the Governor and the Legislature agree that the  
23 State's prison system needs to be improved to alleviate the  
24 conditions that result in the outsourcing of Hawai'i's prisoners;  
25 and

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27          WHEREAS, the practice of sending the State's prisoners to  
28 mainland prisons needs to be eliminated as soon as possible; and

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30          WHEREAS, despite the promising fiscal condition of the  
31 State, it will never be sufficiently positive to allow Hawai'i to



1 pay the estimated \$800,000,000 to \$1,000,000,000 that is needed  
2 to build a new system of prisons and jails; and

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4 WHEREAS, if the current situation continues, prison  
5 conditions will only worsen and potentially lead to federal  
6 intervention that will financially burden the State, as seen in  
7 California, which resulted in the costly federal oversight of  
8 California's prison health care system; and

9  
10 WHEREAS, federal intervention threatens all other parts of  
11 government service, including but not limited to education,  
12 welfare, and other aspects of public safety; and

13  
14 WHEREAS, the Department of Public Safety has not provided a  
15 concrete plan to rebuild our prisons and jails in response to  
16 the burgeoning prison system crisis; now, therefore,

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18 BE IT RESOLVED by the House of Representatives of the  
19 Twenty-seventh Legislature of the State of Hawaii, Regular  
20 Session of 2014, the Senate concurring, that the Governor is  
21 urged to enter into a public-private partnership with a company  
22 that has the proven capabilities of building a new prison system  
23 and to build a new system of prisons, jails, and halfway homes  
24 for Hawai'i, to be owned and operated by the State and its  
25 counties; and

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27 BE IT FURTHER RESOLVED that the Governor is urged to  
28 achieve the goal of bringing home all of the State's prisoners  
29 that are incarcerated on the mainland no later than July 1,  
30 2018; and

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32 BE IT FURTHER RESOLVED that the public-private partnership  
33 be in accordance with the Justice Reinvestment Act and that a  
34 minimum of seventy percent of the repayment costs for the new  
35 system be paid for through cost savings and efficiencies, as  
36 compared to the existing system; and

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38 BE IT FURTHER RESOLVED that the public-private partnership  
39 thoroughly evaluate refurbishment and expansion of any existing  
40 facilities that may have remaining useful life and can be  
41 feasibly extended for a minimum of thirty years; and

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1 BE IT FURTHER RESOLVED that the financial analysis of all  
2 proposals, refurbishments, and construction be completed on a  
3 whole life methodology; and  
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5 BE IT FURTHER RESOLVED that all proposals include a total  
6 cost of ownership analysis, including but not limited to: first  
7 cost of capital, all land and infrastructure costs, building  
8 operating costs and maintenance, managerial operating costs  
9 including all staff costs, and remaining useful life beyond the  
10 thirty-year period; and  
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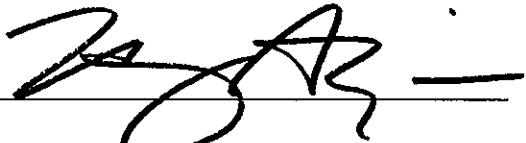
12 BE IT FURTHER RESOLVED that no later than May 31, 2014, the  
13 relevant state departments put out a request for proposals to  
14 the prison building industry; and  
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16 BE IT FURTHER RESOLVED that no later than December 31,  
17 2014, the State select a private partner to accomplish the goal  
18 of providing Hawai'i with a new, state of the art, system of  
19 prisons, jails, and halfway homes; and  
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21 BE IT FURTHER RESOLVED that the Governor, at the time of  
22 the State of the State Address in January 2015, provide the  
23 Legislature with a final version of all plans for the new prison  
24 system and a complete accounting for how the public-private  
25 partnership will implement the plans without increasing taxes;  
26 and  
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28 BE IT FURTHER RESOLVED that certified copies of this  
29 Concurrent Resolution be transmitted to the Governor, Director  
30 of Public Safety, and Director of Finance.  
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OFFERED BY:

  
MAR 06 2014

