

SCR120 / SR 63

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER
INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR
CORRECTIONAL FACILITIES.

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

TED SAKAI
DIRECTOR

Martha Torney
Deputy Director
Administration

Max Otani
Deputy Director
Corrections

Shawn Tsuha
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON SENATE CONCURRENT RESOLUTION (SCR) 120 /
SENATE RESOLUTION (SR) 63
A RESOLUTION RELATING TO
REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-
PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES

by
Ted Sakai, Director
Department of Public Safety

Senate Committee on Public Safety, Intergovernmental and Military Affairs
Senator Will Espero, Chair
Senator Rosalyn H. Baker, Vice Chair

Monday, March 24, 2014; 1:35 p.m.
State Capitol, Conference Room 224

Chair Espero, Vice Chair Baker, and Members of the Committee:

The Department of Public Safety (PSD) **strongly supports** SCR 120 / SR 63 relating to public-private partnerships for the purpose of planning, design, construction, and financing of expanded, renovated, or new correctional facilities.

Chronic overcrowding has resulted in deteriorating conditions of our aging correctional system's infrastructures and physical plants. The Department has not significantly expanded its capacity since 1987, when the Halawa Medium Security Facility was opened. Although some small additions have been made to the Community Correctional Centers, there have been no significant improvements made to the system in approximately 15 years. As a result, the facilities are in poor repair, poorly designed, and inadequate for the services they are expected to provide. We do

not believe that we can continue to meet the challenges of providing adequate housing, services and programs in these conditions.

Four of our facilities require extensive renovation, expansion or replacement in the immediate future. These are the Oahu Community Correctional Center (OCCC), Maui Community Correctional Center (MCCC), Kauai Community Correctional Center (KCCC), and Hawaii Community Correctional Center (HCCC). We will, in all probability, have to consider the relocation of each of these facilities.

In addition, we are committed to housing all of our inmates in Hawaii, rather than in contract facilities on the mainland. We will be able to offer more effective programming, in concert with the precepts of the Justice Reinvestment Initiative, if the inmates were in Hawaii rather than in Arizona. Moreover, this will result in the annual expenditure of tens of millions of our State dollars in Hawaii, rather than in a mainland community.

We are therefore proposing the following:

- Replacement of each of the OCCC, MCCC, KCCC, and HCCC.
- The development on Oahu, a facility or facilities to house and program inmates who need to transition to the community.
- The development of sufficient new prison space to enable us to return all of the inmates from contract mainland facilities, and to relieve the long-overburdened Halawa Correctional Facility.
- The development of a new correctional center in West Hawaii. 35% to 40% of the population now housed at the HCCC in Hilo, are from West Hawaii, about 120 miles away.

We are fully cognizant that this long overdue overhaul of our correctional system will require significant resources, over several years. Determining the best approach to this requires that the Administration and the Legislature concur in two important areas. To this end, we fully support the expression of support found in this Resolution for the following: 1) The exploration of all methods authorized by law, including public-private partnerships as part of our comprehensive strategy; and 2) future appropriations and land or property agreements that may be necessary for meeting future payment obligations.

We appreciate this Committee's support in our efforts to address long-standing problems experienced by our correctional facilities and urge your favorable consideration of SCR 120 / SR 63.

Thank you for the opportunity to comment on this important issue.



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-SEVENTH LEGISLATURE, 2014**

ON THE FOLLOWING MEASURE:

S.C.R. NO. 120, AND S.R. NO. 63 REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES.

BEFORE THE:

SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL AND MILITARY AFFAIRS

DATE: Monday, March 24, 2014 **TIME:** 1:35 p.m.
LOCATION: State Capitol, Room 224
TESTIFIER(S): David M. Louie, Attorney General, or
Renee R. Sonobe Hong, Deputy Attorney General

Chair Espero and Members of the Committee:

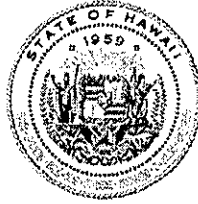
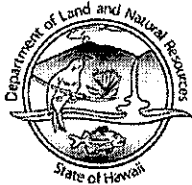
The Department of the Attorney General strongly supports these resolutions relating to public-private partnerships for the purpose of planning, design, construction, and financing of expanded, renovated, or new correctional facilities.

We understand that our aging correctional system's infrastructures and physical plants are deteriorating and that the Department of Public Safety (PSD) has not significantly expanded its capacity since 1987.

Insufficient space to house our inmates and detainees has resulted in Hawaii's inmates being housed in contracted facilities on the mainland. PSD's commitment to housing all of Hawaii's inmates in Hawaii, rather than in contract facilities on the mainland, is compelling for a variety of reasons, including the enhanced ability of inmates to maintain relationships with family in Hawaii and enhanced rehabilitation and integration outcomes.

Thank you for the opportunity to comment on this important issue.

NEIL ABERCROMBIE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

Testimony of
WILLIAM J. AILA, JR.
Chairperson

Before the Senate Committee on
PUBLIC SAFETY, INTERGOVERNMENTAL AND MILITARY AFFAIRS

Monday, March 24, 2014
1:35 P.M.
State Capitol, Conference Room 224

In consideration of
SENATE CONCURRENT RESOLUTION 120/SENATE RESOLUTION 63
REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A
PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL
FACILITIES

Senate Concurrent Resolution 120/Senate Resolution 63 request the Department of Public Safety (PSD) to enter into a public-private partnership for planning, design, construction, and financing of new or expanded correctional facilities statewide. **The Department of Land and Natural Resources (Department) supports these resolutions.**

The Department understands that PSD intends to avail itself of the benefits of public-private partnerships to develop a new prison at Pulehunui, Maui, expand existing facilities at Halawa, Oahu, and to undertake additional projects. For projects occurring on state lands, the Department will cooperate with PSD in presenting requests for uses of public lands that are consistent with these resolutions to the Board of Land and Natural Resources for favorable consideration.

Thank you for the opportunity to testify.

WILLIAM J. AILA, JR.
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

JESSE K. SOUKI
FIRST DEPUTY

WILLIAM M. TAM
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAIHOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

NEIL ABERCROMBE
GOVERNOR



Dean H. Seki
Comptroller

Maria E. Zielinski
Deputy Comptroller

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING
AND GENERAL SERVICES
P.O. BOX 119
HONOLULU, HAWAII 96810-0119

WRITTEN TESTIMONY
OF
DEAN H. SEKI, COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
SENATE COMMITTEE
ON
PUBLIC SAFETY, INTERGOVERNMENTAL AND MILITARY AFFAIRS
ON
March 24, 2014

S.C.R. 120 / S.R. 63

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-
PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES

Chair Espero and members of the Committee, thank you for the opportunity to submit written testimony on S.C.R. 120 / S.R. 63.

The Department of Accounting and General Services supports the intent of S.C.R. 120 / S.R. 63 and will work collaboratively with the Department of Public Safety and other interested parties to effectuate the purpose of this measure.

Thank you for the opportunity to submit written testimony on this matter.

TESTIMONY BY KALBERT K. YOUNG
DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE
STATE OF HAWAII
TO THE SENATE COMMITTEE ON PUBLIC SAFETY,
INTERGOVERNMENTAL AND MILITARY AFFAIRS
ON
SENATE CONCURRENT RESOLUTION NO. 120

March 24, 2014

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES.

Senate Concurrent Resolution No. 120 requests the Department of Public Safety to explore public-private partnership arrangements as a possible means to develop or renovate existing prison facilities throughout the state. The Administration views this concurrent resolution as a signal from the Legislature expressing support for public-private partnership arrangements that could entail utilizing the value in public lands to help finance the cost for these projects.

The Department of Budget & Finance (B&F) supports this resolution as it is consistent with the Administration's philosophy and strategy to explore alternative financing methods for addressing many of the State's significant capital project needs. There are a number of capital projects that are queued with departments where the costs are so large that, in the aggregate, they exceed the state's ability to finance them through conventional or traditional financing sources (i.e. general obligation bonds). Public-private partnerships capitalize on state assets and private sector funding opportunities. The Administration views this as one of the most viable means to address future funding needs.

Public-private partnerships can take many different forms. The Administration has had numerous discussions with various private entities who have

expressed different concepts that could address certain capital projects. Granted, not all private-public partnerships are sensible or as clearly beneficial to the public interest, but the commitment to explore the myriad of possibilities is important. Long-term capital funding needs for the state exceed the current funding capabilities of the state. B&F is committed to working with every department to find as many funding alternatives to afford capital projects – especially those that develop private-public collaboration. B&F is also committed to evaluating each public-private arrangement to ensure that the value to the public and contribution of any private entity is always in the best interest of the state, departmental operations, and taxpayers.

The Administration recognizes that the solution to providing new or renovated prison facilities will be expensive – either in upfront funding or entail long-term payment plans. Capitalizing on the value that can be offered and exchanged via public-private partnerships can address many of the financing challenges, but those must be balanced against public concerns, sensitivities, and the responsibility to current and future taxpayers. The Administration appreciates the signal of legislative support for continuing the Administration's efforts in this area. I support the intent and direction offered in Senate Concurrent Resolution No. 120.



SCR120/SR63

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A
PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES.
Senate Committee on Public Safety, Intergovernmental and Military Affairs

March 24, 2014

1:35 p.m.

Room 224

The Office of Hawaiian Affairs (OHA) offers the following **COMMENTS** on SCR120/SR63. These resolutions encourage the Department of Public Safety to enter into a public-private partnership agreement for the planning, design, construction, financing and preparation for the operation of expanded, renovated or new correctional facilities statewide. They also indicate this Legislature's support for future funding mechanisms to satisfy the payment obligations entered into as part of such partnership agreements. The proposals in these resolutions raise concerns regarding the potential entrenchment of systemic issues that disproportionately impact Native Hawaiians in the criminal justice system, the negative social consequences that may arise from the privatization of prisons for both prisoners and the larger community, and the contemplated sale or exchange of public lands to finance prison-related projects.

OHA commends these resolutions' intent to address long-standing issues relating to the continental incarceration of Native Hawaiian pa'ahao. In 2010, OHA produced a comprehensive report detailing the overrepresentation and disparate treatment of Native Hawaiians in the criminal justice system. Since then, OHA has administered the Native Hawaiian Justice Task Force (NHJTF), which was tasked by the Legislature to address this multi-faceted issue. A copy of the NHJTF 2012 legislative report and related materials are available at: www.oha.org/nativehawaiianjusticetaskforce. In its report, the NHJTF agreed that housing prisoners in out-of-state facilities exacted a uniquely harsh punishment on these inmates. The NHJTF recommended that pa'ahao currently incarcerated in private prisons on the continent be brought home to their 'āina, 'ohana and communities as soon as practicable. OHA therefore appreciates the intent of these resolutions to facilitate such a process.

However, the potential expansion of prison facilities prior to the exploration of criminal justice reform measures may only entrench a largely ineffectual, costly and socially harmful approach to public safety and behavior modification. Decades of a traditional criminal justice approach have only led to the highest prison population in Hawai'i's history; since 1977, the number of people

incarcerated in Hawai'i has increased by more than 900 percent.¹ The Native Hawaiian community has been particularly impacted by this increase, making up 40% of our prison population today.² OHA agrees with the NHJTF that the overrepresentation of Native Hawaiians in the criminal justice system indicates larger systemic issues, such as implicit bias and disparate treatment in interactions from arrest, to adjudication, to final release.³ Accordingly, expansion of the current prison system alone may only serve to entrench these systemic issues, and increase the barriers to much-needed criminal justice reform. The state should not seek to build more prisons to house its already overcrowded population until it has first thoroughly considered incarceration alternatives that could improve public safety, effectively rehabilitate pa'ahao and save taxpayer dollars.

In addition, OHA shares concerns regarding the potential for private-public partnerships to lead to negative consequences for both pa'ahao and society at large. For example, the NHJTF recognizes that Native Hawaiian pa'ahao housed in privately run facilities experience significant barriers to their exercise of religious and cultural practices. In addition, such pa'ahao have reported substantial difficulty in obtaining appropriate investigation and corrective action in cases of alleged abuse.⁴ Finally, private contracts for prison administration may directly and indirectly prioritize higher rates of imprisonment over the actual goals of the criminal justice system, such as through contract provisions guaranteeing prison occupancy rates or through prison industry lobbying efforts for broader criminal laws and longer imprisonment terms. To avoid these issues, the resolutions should at the very least clarify that prisons shall remain owned and administered by government agencies more directly accountable to the public.

Lastly, OHA wishes to express concerns regarding the contemplated sale or exchange of state lands "to reduce or improve future costs or payment obligations of the State through a public-private partnership agreement." Sales or exchanges of public lands, particularly of ceded lands, raise significant concerns for OHA and its beneficiaries. OHA seeks to ensure that each sale or exchange of state land is approved by this Legislature through the process established by Act 176 (Reg. Sess. 2009), regardless of the purpose for which the sale or exchange is conceived.

Mahalo for the opportunity to testify on these measures.

¹ See OFFICE OF HAWAIIAN AFFAIRS, THE DISPARATE TREATMENT OF NATIVE HAWAIIANS IN THE CRIMINAL JUSTICE SYSTEM AT 19 (2010).

² In contrast, Native Hawaiians only represent 24% of the general public in Hawai'i. *Id.* at 36.

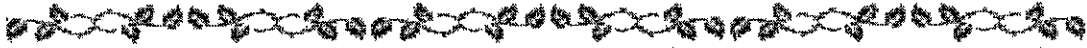
³ *Id.* The NHJTF recommended several options to address such systemic issues, including reconsidering of Justice Reinvestment Initiative legislative proposals from 2011, investing in early intervention programs, increasing public defender funding, expanding implicit bias training, strengthening supervised release programs, executing compassionate release consistently, supporting indigenous models of healing alternatives such as pu'uhonua and bolstering reintegration programs and services to better prevent recidivism.

⁴ *Id.* at 21-23.

COMMUNITY ALLIANCE ON PRISONS

P.O. Box 37158, Honolulu, HI 96837-0158

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COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL AND MILITARY AFFAIRS

Sen. Will Espero, Chair

Sen. Rosalyn Baker, Vice Chair

Monday, March 24, 2014

1:35 p.m.

Room 224

OPPOSE SCR 120 - Public Private Partnerships For Correctional Facilities

Aloha Chair Espero, Vice Chair Baker and Members of the Committee!

My name is Kat Brady and I am the Coordinator of Community Alliance on Prisons, a community initiative promoting smart justice policies for more than a decade. This testimony is respectfully offered on behalf of the 5,800 Hawai'i individuals living behind bars, always mindful that approximately 1,500 Hawai'i individuals are serving their sentences abroad, thousands of miles away from their loved ones, their homes and, for the disproportionate number of incarcerated Native Hawaiians, far from their ancestral lands.

SCR 120 requests the Department of Public Safety to enter into a public-private partnership agreement for correctional facilities.

Community Alliance on Prisons opposes this resolution for a number of reasons:

- Corporate prison companies have been trying to enter Hawai'i for decades. Two of the largest corporate prison companies, CCA and GEO, have both expressed an interest in the recent request for information. HAWAII SHOULD NOT OPEN THE DOOR TO THESE CORPORATIONS.
- Before any money is spent, the Department of Public Safety must provide a profile (in aggregate) of who is currently in prison, their reason for conviction, custody levels at each facility, range of tentative parole dates, etc. to determine the most appropriate placement for the individual.
- Hawai'i has the opportunity to move into the twenty-first century with appropriate programs and services that will reduce the incarcerated population and build safe, strong, healthy, and just communities.

Please demand appropriate data from the department before approving expenditures for a system that has not proven to be successful.

Mahalo for this opportunity to testify.

COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL AND MILITARY AFFAIRS

Honorable Will Espero, Chair
Honorable Rosalyn H. Baker, Vice Chair
Monday March 24, 2014
1:35 p.m.
Room 224

STRONG OPPOSITON SCR 120/SR 63 – REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES

Please vote NO to this resolution for the state to enter into an agreement with a private corporation to construct new prison beds in Hawai'i.

In December 2013 Hawai'i Friends of Justice and Civic Education submitted with the Community Alliance on Prisons, a 13 page response to the department of public safety's Request for Information – RFI No: PSD 14-COR- 35 concerning the Rehabilitation of Correctional Facilities Statewide. In our detailed response we outlined ways Hawai'i could follow other states that are wisely decreasing prisons beds.

Our submission also addressed the problems with privatization of prisons and the Corrections Corporation of America (CCA). We quoted a story by Rebecca Boone, an Associated Press reporter, about CCA's disturbing prison management: "U.S. District Judge David Carter said, 'For CCA staff to lie on so basic a point — whether an officer is actually at a post — leaves the Court with serious concerns about compliance in other respects, such as whether every violent incident is reported.'" (September 16, 2013 <http://bigstory.ap.org/article/judge-cca-contempt-prison-understaffing>).

Two weeks ago Ms. Boone further reported that: "The FBI has launched an investigation of the Corrections Corporation of America over the company's running of an Idaho prison with a reputation so violent that inmates dubbed it "Gladiator School" (March 7, 2014 <http://bigstory.ap.org/article/apnewsbreak-fbi-investigates-prison-company-cca>).

It is not surprising CCA has been charged with sort of conduct. It is an obvious ethical conflict of interest for a private corporation to administer prisons. A private prison corporation has the incentive to keep people imprisoned and at the lowest cost possible for profit to shareholders and the company management.

Indeed, CCA admits in its 2003 prospectus filed with the US Securities and Exchange Commission that a "risk factor" for investing in its stock concerns the number of people imprisoned: "*We are subject to fluctuations in occupancy levels* (emphasis in the original). While a substantial portion of our cost structure is fixed, a substantial portion of our revenues are generated under facility management contracts that specify per diem payments based upon occupancy. Under a per diem rate structure, a decrease in our occupancy rates could cause a decrease in revenue and profitability" (<http://www.sec.gov/Archives/edgar/data/1070985/000095014403006125/g81690b4e424b4.htm#022>)

Inviting a corporation to build and or administer state prisons is as short sighted as it was years ago when the state sent people to prisons on the continent. The state should be responsible for the people it imprisons and not delegate this duty to private entities.

Please vote NO to this resolution. Instead please work to decrease our prison population. Mahalo for your public service. Please contact Loren Walker, JD, MPH at (808) 218-3712 with any questions.

From: mailinglist@capitol.hawaii.gov [mailto:mailinglist@capitol.hawaii.gov]
Sent: Saturday, March 22, 2014 1:10 AM
To: PSMTestimony
Cc: ronsan2224@aol.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Ronald S. Fujiyoshi	Ohana Ho`opakele	Oppose	No

Comments: Mahalo for the opportunity to send in testimony on this resolution!

Legislators, wake up!

Prisons are not working!

Why continue to support what you know is not working?

Spending money on prisons is a bottomless hole!

The public does not want anything that smells of PLDC!

Take note of the following:

- On February 15, 2012 Treena Shapiro wrote a story for the Associated Press on the Pu`uhonua bill [Senate bill (SB3016)]. Do you know that eighty-two (82) media reports were carried in thirty-seven (37) different states in the U.S. plus Washington, D.C.? Why did so many different states cover an article of a Pu`uhonua or a Wellness Center? It was because all of these states know that prisons are not working! All eyes are upon Hawai`i to show a model that works at healing *pa`ahao*.
- Do you know that Attorney Eric Holder held a press conference on August 12, 2013 saying that federal prisons were “warehousing the most vulnerable members of society”? He has taken steps to eliminate Mandatory Minimum Sentencing for those not in gangs, not in prison for violent crimes, and not on the top level of drug-dealing. Even he knows prisons are not working!
- Hawaiians had working Pu`uhonua that worked; Pu`uhonua can work today at healing Pa`ahao. Build Pu`uhonua, not prisons!
- Look at our Ohana Ho`opakele website at www.ohanahoopakele.org and see our “Kahea (Call) to Support Pu`uhonua as an Alternative to Prison.” It has 1946 signers that include the majority of Hawaiian cultural practitioners, many religious leaders including all of the Justice and Witness Ministries staff of the United Church of Christ, more than 90 Pa`ahao at Saguaro prison, political leaders including Senator Daniel Akaka, Congresswoman Colleen Hanabusa, Mayor Kirk Caldwell, Mayor Billy Kenoi, past mayors Dante Carpenter, Harry Kim, Lorraine

Inouye, Senators Will Espero, Russell Ruderman, Laura Thielen, Brickwood Galuteria, Ex-Senators Pohai Ryan, John S. Carroll, Norman Sakamoto, Whitney Anderson, Representatives Sharon Har, Ken Ito, Chris Lee, John M. Mizuno, Calvin K.Y. Say, Marcus Oshiro, Georgette Jordan, Roy Takumi, Ex-Representatives Marilyn B. Lee, David Hagino, the late ex-Lt. Governor Jean King, Councilmembers Gary Hooser, Ikaika Anderson, Ex-Councilmembers Donald Ikeda, Fred Blas, Dominic Yagong, DHHL Commissioners Renwick Valentine Tassill, Michael Kahikina, Wallace Ishibashi, Gene Ross Davis, Kama Hopkins, Leimana Damate, Ex-commissioners Ian Lee Loy, Perry Artates, Director William J. Aila Jr., Deputy Director Gary Gill, OHA trustees Oswald K. Stender, Carmen Hulu Lindsey, Ex-OHA trustees Mililani B. Trask, Clarence Ku Ching, Moanikeala Akaka, Walter Ritte, OHA staff John K. Rosa, Leona M. Kalima, Ex-OHA staff Stephen Morse, Wardens Peter McDonald, Neal Wagatsuma, DPS staff Martha Torney, ex-warden Glen Hisashima, Hawaii County staff Wally Lau, Jane Horike, Ex-Hawaiian Caucus Chairs Joseph Lewis, Lela M. Hubbard, Prosecutor Mitch Roth, Ex-prosecutor Jay Kimura, Ex-warden David Winett, Lawyers Myles S. Breiner, Carrie Ann Shirota, Lorenn Walker, Kevin Block, Lanny Sinkin, Robert Merce, Tom Yeh, Alan T. Murakami, Lei Kihoi, Kali Watson, Georgette Yaindl, Professors Williamson Chang, Liam Skilling, Marilyn Brown, Sarah Marusek, etc.

Stop spending money on prisons! Turn to Pu`uhonua to heal pa`ahao! Enough already! Keep the Prison-Industrial Complex out of Hawai`i!

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 22, 2014 10:48 AM
To: PSMTestimony
Cc: ja@malu-aina.org
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Jim Albertini	Malu 'Aina	Oppose	No

Comments: Our organization stands in strong opposition to SCR 120. We are opposed to more prisons --public and private. Put a stop here and now to the prison industrial complex of Corrections Corp. of America (CCA) or any other private prisons for profit coming to Hawaii to make money off the misery of Hawaiians, already disproportionately represented in Hawaii prisons. In the 1970s Hawaii only had a few hundred people locked up in the State. Today Hawaii has 6,000 people in lock up. Something is very wrong. Prisons are proven failure. No more prisons. There is more than enough room to confine people who are a danger to themselves or the community. It's time to focus on Pu'uuhonua as alternative to prison, places where people can heal, where we can restore offenders, victims, families, and our communities to wholeness. Build Pu'uuhonua on every island. Pu'uuhonua is our best hope at reducing crime, reducing recidivism, saving money and making long-term positive change. Otherwise, there is no end in sight to the number of people in lock up. At present rates of growth, in the next 30-40 years there will be 60,000 people in lock up and Hawaii will be spending more on prisons than education and all other human services combined. Is this the direction we want for Hawaii -- Hawaii becoming a prison industrial complex along with a military industrial complexes and a playground for the rich while local people are homeless or in prison? I hope not. Pu'uuhonua, not more prisons, is the way to go. Mahalo. Jim Albertini

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov [mailto:mailinglist@capitol.hawaii.gov]
Sent: Friday, March 21, 2014 5:06 AM
To: PSMTestimony
Cc: arnoldkotler@aol.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014
Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Arnold Kotler	Individual	Oppose	No

Comments: · I oppose the Prison-Industrial Complex in Hawai'i · I oppose the PLDC · Stop the CCA (Correctional Corporation of America) coming to Hawai'i · No need for more prisons · Build Pu`uhonuas

SR63

Submitted on: 3/21/2014
Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Arnold Kotler	Individual	Oppose	No

Comments: · I oppose the Prison-Industrial Complex in Hawai'i · I oppose the PLDC · Stop the CCA (Correctional Corporation of America) coming to Hawai'i · No need for more prisons · Build Pu`uhonuas

Marlene Uesugi

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 12:17 PM
To: PSMTestimony
Cc: gina1645@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Mary Regina Miller	Individual	Oppose	No

Comments: I oppose the privatization of prisons in Hawai'i on both financial and ethical grounds. It may seem 'on paper' to be a wise financial choice to privatize prisons, but it cannot be ignored that for-profit corporations naturally always seek to maximize their profits, and so any corporation will ultimately 'want' to keep prison populations as high as possible, meaning rehab will not 'truly' be on their agenda, and they will be drawn to lobbying for stricter laws and longer sentences. Keeping prisons full is 'their' natural desire. The desire of a corporation, NOT the people. They also cannot be trusted to treat workers as reasonably as the state... ..salaries will probably be slashed and job security of guards will be in jeopardy, all with negative fall-out on guards and prisoners, and so on us. Guards will also no longer be accountable to the state...a sad thought, indeed. It would be akin to privatizing the military. For these reasons, I believe it would be damaging and even shameful for our state to place such an important ethical function in the hands of for-profit organizations. I implore our legislature to either keep our prisons state-run or turn to working with non-profits to increase their efficiency/cost-effectiveness and rehabilitation potentials. Respectfully submitted, Mary Regina Miller, Keaau, HI

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 10:49 AM
To: PSMTestimony
Cc: bryanbrey@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Bryan Brey	Individual	Oppose	No

Comments: Seriously?! Private prisons only create more prisoners. It's obvious.

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 11:09 AM
To: PSMTestimony
Cc: katc31999@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Katarina Culina	Individual	Oppose	No

Comments: Aloha, Please do not support this bill. We have already seen from experience in other states that 'More prisoners - more profit' mentality is detrimental to communities. We don't need more prisons, we need a better way to integrate people back into society and have no repeat offenders - please support Pu'uhonuas; traditional Hawaiian rehabilitation and healing places and practices. Mahalo! Katarina Culina P.O. Box 2142 Pahoia, HI, 96778

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 10:28 AM
To: PSMTestimony
Cc: deborah@imaginariums.com
Subject: *Submitted testimony for SCR120 on Mar 24, 2014 13:35PM*

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Deborah Davis	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 12:43 PM
To: PSMTestimony
Cc: piialii@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Pi'ialii Lawson	Individual	Oppose	No

Comments: RE: SCR 120 - DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR CORRECTIONAL FACILITIES. Aloha, Thank you for taking the time to review this testimonial. My name is Pi'ialii Lawson and I am an active Hawaiian Cultural practitioner. I strongly oppose SCR 120 regarding the Private-Public Partnership agreement for correctional facilities. We don't need the Prison-Industrial Complex in Hawaii. The State of Hawaii should invest more in socially and culturally forms of rehabilitation specific to the localized needs that will help reduce recidivism that and the needs for more prison. Invest in boosting the quality of life in Hawai'i, support local organizations and individuals committed to social and cultural health of our state that is already invested in culturally relevant forms of rehabilitation. How beneficial is it really to build more prisons? Beneficial for whom? Mahalo, Pi'ialii Lawson

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 12:47 PM
To: PSMTestimony
Cc: namaka@interpac.net
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Joan Lander	Individual	Oppose	No

Comments: Please do not bring a foreign, out-of-state prison industrial complex to Hawai'i. Keep our corrections efforts local and culturally appropriate.

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Sent: Friday, March 21, 2014 3:57 PM
To: PSMTestimony
Cc: AKShario@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Shari Olander	Individual	Oppose	No

Comments: For profit prisons are a terrible idea. I do not want the state to make money off incarcerating our citizens. That is so wrong. Mahalo.

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 6:51 PM
To: PSMTestimony
Cc: athurston@irmt.org
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Anne Thurston	Individual	Oppose	No

Comments: I oppose this bill and hope very much that you will not pass it. We not need more prisons.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 22, 2014 7:51 AM
To: PSMTestimony
Cc: Karen@RedwoodGames.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Karen Chun	Individual	Oppose	No

Comments: The ACLU condemns private prisons as expensive and creating abusive conditions because their only motive is profit. They say, "Providing safe and humane conditions of confinement to the human beings in their custody is — at best — a distant secondary goal. " Rather than solving our prison crowding problem by inviting these vultures onto our island, let's legalize marijuana and only incarcerate real criminals.

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 22, 2014 9:22 AM
To: PSMTestimony
Cc: scott@aloha.net
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Scott Crawford	Individual	Oppose	No

Comments: I strongly opposed allowing the private prison industry into Hawaii. Operating correctional facilities should not be a for-profit business, it creates all the wrong incentives. Please oppose this bill.

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From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 9:17 PM
To: PSMTestimony
Cc: koohanpaik@gmail.com
Subject: *Submitted testimony for SCR120 on Mar 24, 2014 13:35PM*

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Koohan Paik	Individual	Oppose	No

Comments:

SR63

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Koohan Paik	Individual	Oppose	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Saturday, March 22, 2014 7:23 AM
To: PSMTestimony
Cc: drjoeka@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
joe kassel	Individual	Oppose	No

Comments: we already imprison more people than any country in the world, adding a profit motive will only exacerbate the problem, not solve it. dr joe kassel nd lac

SR63

Submitted on: 3/22/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
joe kassel	Individual	Oppose	No

Comments: we already imprison more people than any country in the world, adding a profit motive will only make the problem worse. dr joe kassel nd lac

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 10:27 PM
To: PSMTestimony
Cc: akamaimom@gmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Felicia Cowden	Individual	Oppose	No

Comments: I oppose working with private correctional companies. It amplifies our prison population and takes inmates away from their families. Wide-spread abuse with guaranteed occupancies are a national problem. We are effecting genocide with our Native Hawaiian population over-represented in our prison systems. I have been an advocate for prisoners I have known since toddler-age. As a former remedial reading teacher, I am of the opinion we incarcerate the poor and the poor readers. Partnerships with companies like Correctional Corporations of America are a tragedy. They build nice comfortable, humane facilities, so that is a positive, but they basically turn our strong-willed boys into a commodity. 40 years ago, there was not a holding facility on Kauai for overnight arrests. Now, we have a steady stream into the penal system. "If you build it, they will come" has become a life sentence for a whole demographic here. JUST SAY NO to prison time. We need health program not a prison program.

SR63

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Felicia Cowden	Individual	Oppose	No

Comments: I oppose working with private correctional companies. It amplifies our prison population and takes inmates away from their families. Wide-spread abuse with guaranteed occupancies are a national problem. We are effecting genocide with our Native Hawaiian population over-represented in our prison systems. I have been an advocate for prisoners I have known since toddler age. As a former remedial reading teacher, I am of the opinion we incarcerate the poor and the poor readers. Partnerships with companies like Correctional Corporations of America are a tragedy. They build nice comfortable, humane facilities, so that is a positive, but they basically turn our strong-willed boys into a commodity. 40 years ago, there was not a holding facility on Kauai for overnight arrests. Now, we have a steady stream into the penal system. "If you build it, they will come" has become a life sentence for a whole demographic here. JUST SAY NO to prison time. We need health program not a prison program.

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 6:02 PM
To: PSMTestimony
Cc: sherrianwitt@aol.com
Subject: *Submitted testimony for SCR120 on Mar 24, 2014 13:35PM*

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
sherrian witt	Individual	Oppose	No

Comments:

SR63

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
sherrian witt	Individual	Oppose	No

Comments:

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Sent: Friday, March 21, 2014 12:32 PM
To: PSMTestimony
Cc: rfreitasjr@hotmail.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Freitas Jr.	Individual	Oppose	No

Comments: I oppose this!!!

SR63

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Freitas Jr.	Individual	Oppose	No

Comments: I oppose this!!!

From: mailinglist@capitol.hawaii.gov
Sent: Friday, March 21, 2014 10:18 PM
To: PSMTestimony
Cc: jemray@hawaii.rr.com
Subject: Submitted testimony for SCR120 on Mar 24, 2014 13:35PM

SCR120

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Jan Murray	Individual	Oppose	No

Comments: I completely oppose privately owned prisons in Hawaii because it is not good for society.
Mahalo Janet Murray

SR63

Submitted on: 3/21/2014

Testimony for PSM on Mar 24, 2014 13:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Jan Murray	Individual	Oppose	No

Comments: Privately owned prisons are not good for society and it is the will of the people to keep them out of Hawaii. I oppose SR 63. Mahalo, Janet Murray