
A BILL FOR AN ACT

RELATING TO HAWAII CORRECTIONAL INDUSTRIES.

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

1 SECTION 1. The legislature finds that Act 341, Session
2 Laws of Hawaii 1990, codified as chapter 354D, Hawaii Revised
3 Statutes, established the Hawaii correctional industries
4 program, which provides inmates work-related skills to increase
5 their employment prospects upon release. Hawaii correctional
6 industries employs several hundred inmates every year in print,
7 furniture, canteen, and sewing shops that are located inside
8 correctional facilities and through outside work-lines that
9 clean and maintain highways and byways.

10 Hawaii correctional industries is required by law to be a
11 self-sufficient and self-sustaining agency within the department
12 of public safety. Hawaii correctional industries does not
13 receive any general fund moneys. All proceeds collected by the
14 department of public safety from the sale of goods and services
15 produced by inmates under the Hawaii correctional industries
16 program are deposited into the correctional industries revolving
17 fund which pays for the program's supplies, equipment, and



1 machinery, space to house each work enterprise, salaries and
2 personnel expenses for program staff and administrators,
3 salaries for inmate workers, and all other necessary expenses.

4 The legislature finds that while Hawaii correctional
5 industries is currently allowed to sell goods and services
6 produced by inmates to the State, the counties, and the federal
7 government, the agency is prohibited by law from selling to the
8 general public, except in limited circumstances. This
9 restriction limits Hawaii correctional industries' ability to
10 fulfill its statutory mandates for financial self-sufficiency
11 and continued growth for the purpose of maximizing inmate job
12 training and employment in a cost-effective manner.

13 The purpose of this Act is to authorize Hawaii correctional
14 industries to sell goods and services to the general public,
15 which will substantially improve its ability to be financially
16 self-supporting and increase work training opportunities for
17 inmates at no additional cost to the State.

18 SECTION 2. Section 354D-4, Hawaii Revised Statutes, is
19 amended to read as follows:



1 "§354D-4 Powers and duties of the director. Under the
2 supervision of the director or the director's designee, the
3 administrator of the correctional industries program shall:

- 4 (1) Develop programs generating revenue that best sustains
5 their operation and allows for capital investment, and
6 reimburses the general fund, when possible, for the
7 expense of correctional services;
- 8 (2) Develop programs providing the maximum level of work
9 and training opportunities for qualified, able-bodied
10 inmates;
- 11 (3) Develop programs assuming responsibility for training
12 qualified, [~~able-bodied~~] appropriately screened
13 inmates in [~~general work~~] applicable work and specific
14 training skills that increase their employment
15 prospects after release;
- 16 (4) Develop programs in which inmates can learn skills
17 used in the construction and other industries, while
18 providing low-cost construction, renovation, and
19 repairs of facilities, grounds, furniture, vehicles,
20 and equipment for private, nonprofit social services,
21 health, or education agencies and programs;



1 (5) Acquire or purchase equipment, materials, supplies,
2 office space, insurance, and services necessary to
3 establish and maintain programs pursuant to this
4 chapter;

5 (6) [~~Use labor services~~] Conduct industries or enterprises
6 for the employment of qualified, able-bodied inmates
7 in the manufacture or production of [~~goods~~] articles
8 and products and the provision of services for sale to
9 the public or that [~~are~~] may be needed for the
10 construction, operation, [~~or~~] maintenance, or use of
11 any office, department, institution, or agency
12 supported in whole or in part by [~~the State, the~~
13 ~~counties,~~] a state and its political subdivisions or
14 the federal government;

15 [~~(7)~~] ~~Sell all goods and services to the State, the~~
16 ~~counties, or the federal government;~~

17 ~~(8)~~] (7) Sell uniforms and uniform accessories to state-
18 employed adult corrections officers;

19 [~~(9)~~] (8) Purchase, lease, trade, exchange, acquire, and
20 maintain personal property; and



1 [~~(10)~~] (9) Accept grants or loans from the State, the counties,
2 or the federal government."

3 SECTION 3. Section 354D-15, Hawaii Revised Statutes, is
4 repealed.

5 [~~["§354D-15] Sale of goods. It shall be unlawful to sell,~~
6 ~~or offer for sale, on the open market of this State, any~~
7 ~~articles or products manufactured or produced, wholly or in~~
8 ~~part, under this chapter. Goods or services produced by venture~~
9 ~~agreements under section 354D-13 shall be exempt from this~~
10 ~~limitation."]~~

11 SECTION 4. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 5. This Act shall take effect upon its approval.



Report Title:

Hawaii Correctional Industries; Open Market Sales

Description:

Authorizes Hawaii Correctional Industries to sell products and services on the open market to the general public. (HB2188 HD1)

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