
A BILL FOR AN ACT

RELATING TO CORRECTIONAL FACILITIES.

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

1 SECTION 1. Section 353-16.35, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§353-16.35 Development or expansion of in-state
4 correctional facilities. (a) Notwithstanding any other law to
5 the contrary, the governor, with the assistance of the director,
6 may negotiate with any person for the development or expansion
7 of private in-state correctional facilities or public in-state
8 [~~turnkey~~] correctional facilities to reduce prison or jail
9 overcrowding; provided that if an environmental assessment or
10 environmental impact statement is required for a proposed site
11 or for the expansion of an existing correctional facility under
12 section 343-5, then notwithstanding the time period specified
13 for public review and comments under section 343-5, the governor
14 shall accept public comments for a period of sixty days
15 following public notification of either an environmental
16 assessment or an environmental impact statement.

17 (b) Any development or expansion proposal [~~shall~~] may
18 address the construction of the facility together with, or



1 separate from, the operation of the facility and shall consider
2 and include:

3 (1) The percentage of low, medium, and high security
4 inmates and the number of prison or jail beds needed
5 to incarcerate each of the foregoing classes of
6 inmates [+] or detainees;

7 (2) The facility's impact on existing infrastructure, and
8 an assessment of improvements and additions that will
9 be necessary;

10 (3) The facility's impact on available modes of
11 transportation, including airports, roads, and
12 highways; and

13 (4) A useful life costs analysis.

14 (c) For the purposes of this section, "useful life costs"
15 means an economic evaluation that compares alternate building
16 and operating methods and provides information on the design,
17 construction methods, and materials to be used with respect to
18 efficiency in building maintenance and facilities operation."

19 SECTION 2. Section 353-16.37, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "§353-16.37 Community partnering. Regardless of the
2 method for funding new prison or jail facilities, the department
3 of public safety shall develop and implement a community
4 partnering process to be incorporated into the [~~request for~~
5 ~~proposal,~~] planning of any new prison or jail; this partnering
6 process shall include a community hearing for the purpose of
7 soliciting community input. Further, a community benefit and
8 enhancement package shall be developed by the department and the
9 affected community to mitigate the negative aspects of building
10 a correctional facility in the community. The benefit and
11 enhancement package may include but is not limited to:

- 12 (1) Infrastructure improvements;
13 (2) Job training programs or improvements to schools and
14 health care facilities;
15 (3) Social programs; and
16 (4) Other government functions."

17 SECTION 3. The director of finance is authorized to issue
18 general obligation bonds in the sum of \$489,300,000 or so much
19 thereof as may be necessary and the same sum or so much thereof
20 as may be necessary is appropriated for fiscal year 2016-2017 to
21 the department of public safety for the purpose of purchasing,



1 constructing, developing, leasing, or otherwise providing for
2 jail facilities for up to 1,250 beds, to include jail housing
3 units and support buildings, for an Oahu community correctional
4 center.

5 The sum appropriated shall be expended by the department of
6 public safety for the purposes of this Act.

7 SECTION 4. The appropriation made for the capital
8 improvement project authorized by this Act shall not lapse at
9 the end of the fiscal biennium for which the appropriation is
10 made; provided that all moneys unencumbered as of June 30, 2018,
11 shall lapse as of that date.

12 SECTION 5. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 6. This Act shall take effect on July 1, 2016.

15



Report Title:

Oahu Community Correctional Center; Halawa Correctional Facility; Appropriation

Description:

Increases flexibility of DPS in the process of developing or expanding in-state correctional facilities and in community partnering for planning any new prisons or jails. Appropriates funds for the purchasing, constructing, developing, leasing, or otherwise providing for jail facilities to locate the Oahu community correctional center adjacent to the Halawa correctional facility. (SD1)

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