

Honolulu, Hawaii

MAR 22 2016

RE: H.B. No. 2388
H.D. 3
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committees on Public Safety, Intergovernmental, and Military Affairs and Water, Land, and Agriculture, to which was referred H.B. No. 2388, H.D. 3, entitled:

"A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES,"

beg leave to report as follows:

The purpose and intent of this measure is to facilitate, in an expeditious and efficient manner, the development or expansion of in-state correctional facilities. Specifically, this measure:

- (1) Clarifies the Governor's authority to negotiate for the construction of a correctional facility to include the authority to negotiate for construction of a jail, such as that needed on Maui, and aligns environmental impact statement and assessment requirements for such a jail with generally applicable requirements;
- (2) Requires the Governor to conduct a feasibility study that includes restructuring the Oahu Community Correctional Center with a smaller footprint on the land that it currently occupies and redeveloping the remainder of the site;
- (3) Specifies the design criteria for a newly built Oahu Community Correctional Center; and



- (4) Appropriates funds for reconstruction of the Oahu Community Correctional Center and the relocation of the Maui Community Correctional Center.

Your Committees received testimony in support of this measure from the Department of Public Safety, Department of the Prosecuting Attorney for the City and County of Honolulu, Building Industry Association Hawaii, and Chamber of Commerce Hawaii. Your Committees received testimony in opposition to this measure from The CHOW Project, Hawai'i Friends of Reformativ Justice, Community Alliance on Prisons, and one individual. Your Committees received comments on this measure from the Department of the Attorney General, Office of Hawaiian Affairs, and Land Use Research Foundation of Hawaii.

Your Committees find that the existing Oahu Community Correctional Center facility is deteriorating, outmoded, and inefficient. The facility is severely overcrowded and not sufficient for the correctional needs of the State. Additionally, the facility's close proximity to residential neighborhoods, commercial enterprises, and industrial areas makes the location better suited for other uses. Relocating the facility to Halawa or restructuring the facility with a smaller footprint within its existing location would provide the State with a facility that is better suited to its correctional needs and allow the existing location of Oahu Community Correctional Center to be redeveloped.

Your Committees have amended this measure by:

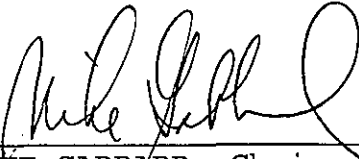
- (1) Clarifying that the appropriation is for the purchasing, constructing, developing, leasing, or otherwise providing for jail facilities, not limited to a turn-key basis and not restricted to the existing Halawa Correctional Facility parcel; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental, and Military Affairs and Water, Land, and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2388, H.D. 3, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2388,



H.D. 3, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Public Safety,
Intergovernmental, and Military
Affairs and Water, Land, and
Agriculture,



MIKE GABBARD, Chair




CLARENCE K. NISHIHARA, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

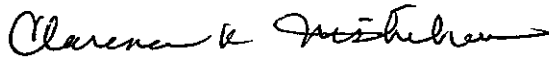
Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2388, HD3	PSM/WLA, WAM	3/18/16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	/			
ESPERO, Will (VC)		/		
BAKER, Rosalyn H.				/
INOUE, Lorraine R.				/
SLOM, Sam	/			
TOTAL	2	1		2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Water, Land, and Agriculture
WLA

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 2388, HD3	PSM/WLA, WAM	3/18/16		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	/			
NISHIHARA, Clarence K. (VC)	/			
DELA CRUZ, Donovan M.				/
RIVIERE, Gil		/		
RUDERMAN, Russell E.				/
SHIMABUKURO, Maile S.L.	/			
THIELEN, Laura H.	/			
WAKAI, Glenn				/
SLOM, Sam	/			
TOTAL	5	1		3
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

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