
A BILL FOR AN ACT

RELATING TO HAWAII STATE AND CONTRACTED CORRECTIONAL FACILITIES.

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

1 SECTION 1. Chapter 353C, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§353C- Correctional facility and community correctional
5 center deaths; reporting. (a) Within forty-eight hours, the
6 director shall report to the governor, and the governor shall
7 report to the legislature, the death of any:

8 (1) Correctional facility or community correctional center
9 employee who dies on the grounds of a correctional
10 facility or community correctional center where Hawaii
11 inmates reside or who sustains an injury on the
12 grounds of a correctional facility or community
13 correctional center where Hawaii inmates reside that
14 causes the death of the employee; and

15 (2) Hawaii inmate who is incarcerated in a state or
16 contracted correctional facility.



1 (b) The report in subsection (a) shall include the
2 following information:

3 (1) The name of the decedent;

4 (2) The gender and age of the decedent;

5 (3) Whether the decedent was an inmate or an employee;

6 (4) The location of the death or injury leading to the
7 death;

8 (5) The date and time of the death;

9 (6) The cause of death;

10 (7) Any indication of sexual assault leading to the death;

11 and

12 (8) A report of the clinical mortality review conducted in
13 response to the death, including correctional actions
14 to be taken;

15 provided that when the official cause of death has been

16 determined, the director shall immediately report the official

17 cause of death to the governor, and the governor shall

18 immediately report the official cause of death to the

19 legislature.

20 (c) The director shall have the discretion to withhold

21 disclosure of the decedent's name or any information protected



1 from disclosure by state or federal laws pending notification of
2 the death to the next of kin."

3 SECTION 2. New statutory material is underscored.

4 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Correctional Facilities Deaths; Reporting Requirements

Description:

Requires the Director of Public Safety, in the event of the death of an inmate who is in a state or contracted correctional facility, or death of a correctional facility or community correctional center employee, to provide a report to the Governor and Legislature with certain information regarding the death. Authorizes Director to withhold disclosure of decedent's name or other protected information pending notification of next of kin. (HB336 HD1)

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