
SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR THE PLANNING, DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF A NEW MAUI REGIONAL PUBLIC SAFETY COMPLEX AT PUUNENE, MAUI, WITH A STRONG EMPHASIS ON RE-ENTRY, TRANSITION, AND SUPPORT FOR FAMILY PROGRAMS.

1 WHEREAS, part of the mission of the Department of Public
2 Safety is to ensure the safety of Hawaii's communities through
3 the provision of correctional services with professionalism,
4 integrity, and fairness; and

5
6 WHEREAS, the Legislature believes that returning
7 incarcerated persons from the mainland is in the best interest
8 of the State, as it serves the economic and social interests of
9 Hawaii's citizens; and

10
11 WHEREAS, the Department of Public Safety currently operates
12 the Maui Community Correctional Center situated on approximately
13 seven acres of land in Wailuku, Maui; and

14
15 WHEREAS, the Maui Community Correctional Center's
16 operations are in need of modernization and expansion to meet
17 Maui's current correctional needs; and

18
19 WHEREAS, pursuant to section 353-16.36, Hawaii Revised
20 Statutes, the Governor may enter into and execute contracts in
21 the name of the State with any private entity to construct and
22 then lease or purchase correctional facilities on public or
23 private lands for the benefit of the State; and

24
25 WHEREAS, the Department of Public Safety is collaborating
26 with the Department of Land and Natural Resources, the
27 Department of Hawaiian Home Lands, and the County of Maui in the
28 proposed development of a new Maui Regional Public Safety
29 Complex at Puunene, Maui; and



1
2 WHEREAS, this relocation to Puunene, Maui would enable the
3 Department of Public Safety to expand the present capacities of
4 the Maui Community Correctional Center; and

5
6 WHEREAS, the Maui Regional Public Safety Complex at Puunene
7 would replace the Maui Community Correctional Center to provide
8 for the care and custody of two distinct correctional
9 populations:

- 10 (1) Jail inmates, consisting of pre-trial detainees,
11 sentenced misdemeanants, sentenced felony
12 probationers, and probation violators committed by the
13 Second Judicial Circuit; and
14
- 15 (2) Prison inmates originating from the Second Judicial
16 Circuit and deemed eligible for re-entry programs, and
17 parole violators; and
18

19
20 WHEREAS, the State is interested in promoting a public-
21 private partnership to plan, design, construct, turnkey, and
22 finance, as permitted under Chapter 37D, Hawaii Revised
23 Statutes, the Maui Regional Public Safety Complex at Puunene;
24 and

25
26 WHEREAS, such financing agreements have been used by the
27 State for other projects as an alternative mechanism through
28 which much-needed public facilities may be constructed without
29 having to provide the funding upfront; and

30
31 WHEREAS, during a time when the State must exercise
32 economic prudence, such alternative financing methods should be
33 encouraged, especially where those efforts will directly benefit
34 the public, provide an economic stimulus to the local economy,
35 and enable expedited construction; and

36
37 WHEREAS, a request for proposal to plan, design, construct,
38 turnkey, and finance the development of the new facility is
39 anticipated to be issued shortly; now, therefore,

40
41 BE IT RESOLVED by the Senate of the Twenty-Sixth
42 Legislature of the State of Hawaii, Regular Session of 2012, the
43 House of Representatives concurring, that the Department of
44 Public Safety is encouraged to enter into a public-private



1 partnership agreement for the planning, design, construction,
2 turnkey, and financing of a new Maui Regional Public Safety
3 Complex in the Puunene, Maui region; and
4

5 BE IT FURTHER RESOLVED that the Department of Public Safety
6 is requested to place a strong emphasis on re-entry, transition,
7 and support for family programs at the new Maui Regional Public
8 Safety Complex in Puunene; and
9

10 BE IT FURTHER RESOLVED that the Legislature supports the
11 construction of the correctional facility in Puunene and any
12 future appropriations that may be necessary for the Department
13 of Public Safety to meet any future payment obligations under
14 the agreement; and
15

16 BE IT FURTHER RESOLVED that certified copies of this
17 Concurrent Resolution be transmitted to the Governor,
18 Comptroller, Director of Finance, Director of Public Safety,
19 Chairperson of the Board of Land and Natural Resources, Attorney
20 General, Chairperson of the Hawaiian Homes Commission, and the
21 Mayor and County Council of the County of Maui.

