

MAR 14 2012

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# SENATE 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.

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  
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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  
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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  
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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  
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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  
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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  
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31           WHEREAS, this relocation to Puunene, Maui would enable the  
32 Department of Public Safety to expand the present capacities of  
33 the Maui Community Correctional Center; and



1  
 2 WHEREAS, the Maui Regional Public Safety Complex at Puunene  
 3 would replace the Maui Community Correctional Center to provide  
 4 for the care and custody of two distinct correctional  
 5 populations:

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 7 (1) Jail inmates, consisting of pre-trial detainees,  
 8 sentenced misdemeanants, sentenced felony  
 9 probationers, and probation violators committed by the  
 10 Second Judicial Circuit; and

11  
 12 (2) Prison inmates originating from the Second Judicial  
 13 Circuit and deemed eligible for re-entry programs, and  
 14 parole violators; and

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

21  
 22 WHEREAS, such financing agreements have been used by the  
 23 State for other projects as an alternative mechanism through  
 24 which much-needed public facilities may be constructed without  
 25 having to provide the funding upfront; and

26  
 27 WHEREAS, during a time when the State must exercise  
 28 economic prudence, such alternative financing methods should be  
 29 encouraged, especially where those efforts will directly benefit  
 30 the public, provide an economic stimulus to the local economy,  
 31 and enable expedited construction; and

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 33 WHEREAS, a request for proposal to plan, design, construct,  
 34 turnkey, and finance the development of the new facility is  
 35 anticipated to be issued shortly; now, therefore,

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 37 BE IT RESOLVED by the Senate of the Twenty-Sixth  
 38 Legislature of the State of Hawaii, Regular Session of 2012,  
 39 that the Department of Public Safety is encouraged to enter into  
 40 a public-private partnership agreement for the planning, design,  
 41 construction, turnkey, and financing of a new Maui Regional  
 42 Public Safety Complex in the Puunene, Maui region; and  
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# S.R. NO. 100

1 BE IT FURTHER RESOLVED that this body supports the  
2 construction of the correctional facility in Puunene and any  
3 future appropriations that may be necessary for the Department  
4 of Public Safety to meet any future payment obligations under  
5 the agreement; and

6  
7 BE IT FURTHER RESOLVED that certified copies of this  
8 Resolution be transmitted to the Governor, Comptroller, Director  
9 of Finance, Director of Public Safety, Chairperson of the Board  
10 of Land and Natural Resources, Attorney General, Chairperson of  
11 the Hawaiian Homes Commission, and the Mayor and County Council  
12 of the County of Maui.

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OFFERED BY:

*Will Eyo*  
*James A. Ibarra*  
*Michele Kiani*

