

JAN 24 2019

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# 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; and

10       (7) A report of the clinical mortality review conducted in  
11 response to the death, including correctional actions  
12 to be taken;

13 provided that when the official cause of death has been  
14 determined, the director shall immediately report the official  
15 cause of death to the governor, and the governor shall  
16 immediately report the official cause of death to the  
17 legislature.

18       (c) The director shall have the discretion to withhold  
19 disclosure of the decedent's name pending notification of the  
20 death to the next of kin or if the decedent's identity is  
21 protected from disclosure by state or federal laws."



# S.B. NO. 1077

1 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:                     *W. A. M.*                    

By Request

# S.B. NO. 1077

**Report Title:**

Correctional Facilities Deaths; Reporting Requirements

**Description:**

Requires the Director of Public Safety, in the event of any death of an inmate who is in a state or contracted correctional facility or 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 under specific conditions.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

