

Facility	HCSOC Recommendation/Observation	Date of Recommendation	Source of Recommendation	DCR Response-Summary	Date of DCR Response	Applicable Policy	HCSOC Evaluation of Response
OCCC	OCCC should ensure that vehicles are not parked in the sally port unless in active use, and that the sally port gates are secured unless a vehicle is entering or leaving.	3/7/2023	OCCC February 2023 Site Visit Observations	The lieutenant in Module 5 is ensuring only two vehicles in the sally port and gates are secured during inmate embarkation/disembarkation. Additionally, a large red sign was placed on the sallyport gate reminding staff to keep it closed whenever not in use.	9/20/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, C.9, Prisoner Transportation, C.9.9, pg. 33, available at: The Federal Performance Based Detention Standards	Resolved
OCCC	The container units outside Module 5 used for quarantine/isolation should not be used unless there is staff in the immediate vicinity at all times.	3/7/2023	OCCC February 2023 Site Visit Observations	An ACO is now assigned to this location whenever the pods are used.	9/20/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, C.1 Correctinal Supervisions, C.1.3, pg. 25, available at: The Federal Performance Based Detention Standards	Resolved
OCCC	The medical infirmary needs immediate attention by PSD leadership for various issues directly related to inhumane conditions--including lack of privacy, ADA compliance, appropriate bed space, basic humane conditions, and efficiency caused by a non-functioning medical record system.	3/7/2023	OCCC February 2023 Site Visit Observations	Infirmary bathrooms are on a CIP to be upgraded to ADA-compliant bathrooms. Additionally, facility is developing a proposal to use Module 3 as an infirmary once female inmates are moved from OCCC to WCCC.	9/20/2023, 3/4/2024	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.10.1A.09, <i>Privacy of Care</i> , dated Apr. 21, 2005 Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.14.27, <i>Inmates with Disabilities</i> , dated Apr. 14, 2020	Improvement: CIP request in motion. Still need to address lack of privacy.
OCCC	Cells that hold individuals on suicide watch should be painted and reconfigured for a more therapeutic environment for those who are in crisis.	3/7/2023	OCCC February 2023 Site Visit Observations	Module 1 painting began 5/2/23 and was completed 5/9/23.	9/20/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.2 Sanitation and Environmental Control, F.2.1, p. 46, available at: The Federal Performance Based Detention Standards	Resolved
OCCC	Those housed in Protective Custody status should be allowed all items usually authorized for general population inmates.	3/7/2023	OCCC February 2023 Site Visit Observations	This was addressed with staff through memorandums. Those in PC are afforded property, store items, recreation time, and dayroom time same as general population.	9/20/2023, 4/4/2024	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.11.03, <i>Protective Custody Management</i> , dated Dec. 22, 2009	Reassessment Necessary: The Commission will reassess during the next tour.
OCCC	Windows in Modules 3 and 11 are covered by wood and should be replaced with frosted windows to allow natural light.	3/7/2023	OCCC February 2023 Site Visit Observations	Installed frosted plates for all first floor windows of Module 3.	9/20/2023, 4/4/2024	American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Physical Plant, 5-ACI-2D-03 (Ref.4-4147), pg. 61, available at: ACA Performance Based Standards	Improvement: Wood window coverings removed from some, but not all windows. Facility continues to address as supply issues resolve.
OCCC	Food must be served at appropriate temperatures to prevent food-borne illness.	3/7/2023	OCCC February 2023 Site Visit Observations	According to Food Services Unit, food temperatures are regularly monitored during and after cooking to ensure they fall within the appropriate range. Food service implemented temperature checks of food and monitors daily.	9/20/2023, 4/4/2024	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.07.16 <i>Food Handling</i> , dated Nov. 13, 2023	Reassessment Necessary: The Commission will reassess during the next tour.
OCCC	Contact visits should be restored.	3/7/2023	OCCC February 2023 Site Visit Observations	Currently, there are no plans to implement contact visits due to contraband concerns and low staffing levels.	9/20/2023, 4/4/2024	Federal Performance Based Detention Standards, Rev. 11, May 2022, G.7 Visitation, G.7.1, G.7.3, G.7.5, pg. 51, available at: The Federal Performance Based Detention Standards	Unresolved
OCCC	Maintenance should have a prioritized list of items or matters that require repairs and share that list with downtown leadership with specific timeframes of anticipated repair.	3/7/2023	OCCC February 2023 Site Visit Observations	OCCC addressed these priorities through the supplemental budget process.	9/20/2023	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.06.01 <i>Preventive Maintenance Program</i> , dated Jan. 14, 1993	Improvement: The Commission recognizes that repairs have been prioritized and further recommends DCR support and monitoring repairs and timelines.
OCCC	PSD should invite participants in the criminal justice system (police chief, prosecutor, defense bar, judges and the politicians) to visit the correctional facilities.	3/7/2023	OCCC February 2023 Site Visit Observations	Both OCCC and PSD are actively engaging those who have control over overcrowding, including members of the Senate Ways and Means Committee who toured OCCC.	9/20/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.2 Sanitation and Environmental Control, F.2.10, pg. 47, available at: The Federal Performance Based Detention Standards	Improvement: the Commission recognizes current engagement and the legislative tours and recommends further stakeholder engagement.
KCCC	The container units outside Module 5 used for quarantine/isolation should not be used unless there is staff in the immediate vicinity at all times.	4/4/2023	KCCC March 2023 Site Visit Observations	The quarantine container was implemented during the COVID-19 pandemic to comply with health guidelines and the pandemic response plan. The duties and responsibilities of the quarantine container post were added to two existing security posts because KCCC was operating below minimum staffing requirements due to vacancies. These two posts have direct access to the quarantine container.	10/3/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, C.1 Correctinal Supervision, C.1.3, pg. 25, available at: The Federal Performance Based Detention Standards	Unresolved: The containers should not be used to house people in custody without a dedicated post and staffing for the post.

KCCC	The Suicide Watch Observation/Holding Cells should not be used unless there is staff in the immediate vicinity at all times.	4/4/2023	KCCC March 2023 Site Visit Observations	The holding cells have different uses, including disciplinary, administrative, medical segregation, mental health, suicide watch, and COVID isolation. The Intake Officer is responsible for managing the unit. When used for suicide watch, additional security staff are assigned to constantly monitor and have direct access to the cell.	10/3/2023	HCSOC requested the Suicide Prevention Policy—listed as confidential—from DCR and did not receive it yet American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Correctional Officer Assignments, 5-ACI-3A-03 (Ref.4-4177), p. 74: ACA Performance Based Standards Federal Performance Based Detention Standards, Rev. 11, May 2022, C.1 Correctinal Supervisions, C.1.3, pg. 25, available at: The Federal Performance Based Detention Standards	Reassment Necessary: The Commission will reassess during the next tour.
KCCC	Housing unit windows which are covered should be replaced with frosted windows to allow natural light or not covered at all.	4/4/2023	KCCC March 2023 Site Visit Observations	Facility opted to keep food ports open to facilitate natural light and airflow while also ensuring privacy of those in custody.	10/3/2023	American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Physical Plant, 5-ACI-2D-03 (Ref.4-4147), pg. 61, available at: ACA Performance Based Standards American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Dayrooms, 5-ACI-2C-04 (Ref.4-4135), pg. 56, available at: ACA Performance Based Standards	Reassment Necessary: The Commission will reassess during the next tour.
KCCC	Build a covered area or pavilion outside of Cabin C to allow incarcerated women an outdoor space and dayroom area.	4/4/2023	KCCC March 2023 Site Visit Observations	Since the commission's visit, we took the request under advisement and built a deck for the females in Cabin C to utilize.	10/3/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, G.6, Recreation, G.6.1, pg. 51, available at: The Federal Performance Based Detention Standards	Resolved: The Commission applauds KCCC's efforts.
KCCC	Consider hosting a monthly family-day specific for those who have two or more children.	4/4/2023	KCCC March 2023 Site Visit Observations	The policy limiting visits to one child per visit was done during the COVID-19. Now, visitation is limitation to 4 total, and special visits can also be setup. KCCC is reconstructing the Westside property to create a family-friendly park, collaborating with a local company to ensure a secure environment for family reintegration.	10/3/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, G.7, Visitation, G.7.1, G.7.2, G.7.3 & G.7.5, p. 51 & 52, available at: The Federal Performance Based Detention Standards	Improvement: Policy limiting visitation to one child per parent has ended. Facility also constructing area onsite for family time.
HCCC	Create a maintenance plan that entails enlisting assistance from other facilities until maintenance needs are caught up.	5/2/2023	HCCC April 2023 Site Visit Observations	98% of the repairs that were noted have been picked up by the Department of Public Safety Capital Improvement Project unit under deferred maintenance. As of March 4, 2024: 1. Komohana Cell Repainting: 50% completion, 2. Komohana Light Fixtures: 100% Completion 3. Komohana Valve Replacement: 100% completion 4. Komohana Shower Remodel: 100% completion 5. Division 11/17 Security Electronic Doors and Camera Project: 100% completion 6. Waianuenuue Electrical/Mechanical HVAC: 100% completion 7. Punahale Front Lobby/Admin Office Remodel: 40% completion, project was stalled and on hold for 6 months due to building permit had expired. Project was resumed last week and is projected to be completed in 12 weeks. 8. Punahale Site Exterior Lighting Remodel: 100% Completion, entire exterior of facility lights have been changed and lights up the entire site. 9. Hale Nani ADA Project: 20% Completion, project is waiting on County Inspection in order to finish all the concrete work. 10. New Housing Unit: 90% Completion, this housing unit is set to be turned over to the facility by April 2024. We have named this new housing unit "KAUMANA". 11. New Armory Project: In progress, mobile armory has been ordered and the ground work to start. 12. Parking Stall Upgrade: Project has not started, plan study was completed.	9/13/2023	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.06.01, <i>Preventive Maintenance Program</i> , dated Jan. 14, 1993	Improvement: The Commission recognizes many repairs are complete and understands that more are needed.
HCCC	Ensure that individuals have proper access to court.	5/2/2023	HCCC April 2023 Site Visit Observations	People in custody can make free legal calls to the Public Defender's Office using the GTL Phone system and inquire about their representation. HCCC staff no longer escort and sit in the courtroom with people in custody (the Sheriff now does). The Hawaii state-wide online database, Offendertrak, includes information noted by HCSOC, such as charges, bail amount, attorney, and next court appearance.	9/13/2023	Federal Performance Based Detention Standards, Rev 11, May 2022, G.2 Access to the Courts and Legal Materials, G.2.1. pg. 50, available at: The Federal Performance Based Detention Standards	Recommendation: Based on the information received, the Commission recommends that the information from Offendertrak—charges, bail amount, attorney, and next court appearance—be shared with people in custody awaiting trial every month or more often if requested.
HCCC	General Concern - Critical overcrowding	5/18/2023	HCCC May 2023 Follow Up from August 2022	HCCC has been working hard with Chief Judge Robert Kim to find alternative solutions, such as diversion to relocate new admissions. Also, the Mainland Branch has arranged extra flights to transfer people in custody to Oahu facilities monthly.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.2 Sanitation and Environmental Control, F.2.10, pg. 47, available at: The Federal Performance Based Detention Standards	Improvement: The headcount has dropped since August 2022, but the facility is still overcrowded.

HCCC	General Concern - Use of shipping container/covid-housing due to overcrowding	5/18/2023	HCCC May 2023 Follow Up from August 2023	The shipping containers are now being utilized to hold positive Covid-19 cases only to prevent a widespread outbreak in the facility.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.2 Sanitation and Environmental Control, F.2.10, pg. 47, available at: The Federal Performance Based Detention Standards	Reassessment Necessary: The Commission will reassess during the next tour and through random monitoring to see how containers are being utilized.
HCCC	General Concern - Housing Women in Dry Cells	5/18/2023	HCCC May 2023 Follow Up from August 2024	No response provided to this recommendation.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.4 Prison Hygiene, F.4.1, pg. 48, available at: The Federal Performance Based Detention Standards	Unresolved: HCCC still only has two appropriate cells used to house women. When the number of women exceeds cell space, women are housed in dry cells.
HCCC	General Concern - Suicide/Safety-Watch	5/18/2023	HCCC May 2023 Follow Up from August 2025	Due to facility overcrowding, HCCC did not have cell space to house people on suicide watch. Medical has been monitoring and taking people off suicide watch when appropriate. If a person in custody needs extensive care, transfer to OCCC is arranged.	9/13/2023	HCSOC requested the Suicide Prevention Policy—listed as confidential—from DCR and did not receive it yet Federal Performance Based Detention Standards, Rev. 11, May 2022, B.6 Incident Health Care, B.6.1.f & B.6.1.g, pg. 21, available at: The Federal Performance Based Detention Standards	Improvement: The facility is no longer using "dayroom" space for those on suicide or safety watch. Instead, they use one of the dry cells in the medical corridor. This is not ideal, but it is an improvement.
HCCC	General Concern - Padlocks on Cell Doors	5/18/2023	HCCC May 2023 Follow Up from August 2026	Cells have all been retrofitted with new doors (no padlocks).	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, F.1 Fire and Safety Chemical Control, F.1.12, pg. 45, available at: The Federal Performance Based Detention Standards Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.06.01 Preventive Maintenance Program, dated Jan. 14, 1993	Resolved
HCCC	General Concern - Lack of visibility through cell windows	5/18/2023	HCCC May 2023 Follow Up from August 2027	All windows and doors were replaced with standard correctional grade supplies.	9/13/2023	American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Correctional Officer Assignments, 5-ACI-3A-03 (Ref.4-4177), pg. 75: ACA Performance Based Standards	Resolved
HCCC	General Concern - No bedframe/bunk beds in cells	5/18/2023	HCCC May 2023 Follow Up from August 2028	The frames were immediately placed back into the cells after the Coordinator addressed the issues with staff during the initial tour.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, C.1 Correctional Supervisions, C.1.3, pg. 25, available at: The Federal Performance Based Detention Standards American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Part 2: Physical Plant, Cell Furnishings, 5-ACI-2C-03 (Ref.4-4123), pg. 56: ACA Performance Based Standards	Resolved
HCCC	General Concern - No Visitation	5/18/2023	HCCC May 2023 Follow Up from August 2029	Due to facility construction, there is no access to the visitation room at the Punahele site. In-person visitation is granted at the Hale Nani site, which houses men on furlough and pre-trial and sentenced women.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, G.7 Visitation, G.7.1, G.7.3, G.7.5, pg. 52, available at: The Federal Performance Based Detention Standards The HCSOC considers in-person visitation imperative to maintain the connection and support needed for successful reentry.	Unresolved: Visits at the main jail are still not afforded.
HCCC	General Concern - Access to Clothing/Bedding/Undergarments and Menstrual Pads	5/18/2023	HCCC May 2023 Follow Up from August 2030	Undergarments have been issued to all people in custody and new admissions. Access to bedding, clothing, undergarments, and menstrual pads seems to be resolved.	9/13/2023	Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.7.10, <i>Environmental Health and Safety</i> , dated Aug. 12, 1996 Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.14.14, <i>Recreation and Leisure Time</i> , dated May 12, 2016	Resolved
HCCC	General Concern - Access to Outdoor Recreation	5/18/2023	HCCC May 2023 Follow Up from August 2031	The facility released a new recreation schedule, and it has been consistently reported that individuals have been let outside for recreation on a daily basis.	9/13/2023	Federal Performance Based Detention Standards, Rev. 11, May 2022, G.6, Recreation, G.6.2, pg. 51, available at: The Federal Performance Based Detention Standards	Resolved

MCCC	Officers need immediate policy refresher training on unit management.	7/20/2023	MCCC May/June 2023 Site Visit Observations	MCCC circulated memo requiring signature of acknowledgment, reminding staff of the referenced policies. Line supervisors will follow-up to assure officers compliance.	9/27/2023	<p>Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.05.08 <i>Post and Area Logbooks</i> , dated Jun. 8, 2011</p> <p>Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.11.01 <i>Administrative Segregation and Disciplinary Segregation</i> , dated Nov. 28, 2014</p> <p>Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.12.03 <i>Inmate Grievance Program</i> , dated Jul. 1, 2015</p>	<p>Reassessment Necessary: The Commission appreciates these efforts and will reassess during the next tour.</p>
MCCC	Grievance and medical forms and drop boxes should be inside the modules.	7/20/2023	MCCC May/June 2023 Site Visit Observations	<p>For security reasons, grievance and healthcare request boxes were relocated from the floor to the sallyport because the boxes and locks have been used as weapons against staff. We will assure inmates are afforded the ability to drop their requests into the boxes when needed.</p>	9/27/2023	<p>Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.12.03 <i>Inmate Grievance Program</i> , dated Jul. 1, 2015</p>	<p>Unresolved: Access to a confidential grievance process is required, and having grievances boxes outside of areas directly accessible by people in custody infringes on that access and corresponding right. Prior infractions by people in custody do not warrant limiting access for all people in custody in perpetuity.</p>
MCCC	Restrictive Housing policies need to be updated to align with federal standards.	7/20/2023	MCCC May/June 2023 Site Visit Observations	<p>In adherence to policy, people in custody face lockdowns of up to 60 days as sanctions. Lockdowns may be delayed for additional misconduct or mental health concerns. Brief breaks between lockdowns are used to prevent exceeding the 60-day limit for repeat offenders. This approach is applied case by case to address misconduct severity and frequency, aiming to deter future incidents. Segregation duration is carefully decided, with input from medical staff for safety.</p>	9/27/2023	<p>Hawaii Department of Public Safety, Corrections Administration, Policy and Procedure Manual, COR.11.01 <i>Administrative Segregation and Disciplinary Segregation Policy</i> , dated Nov. 28, 2014</p>	<p>Unresolved: the Commission continues to recommend that the Department update the 2014 Restrictive Housing Policy and MCCC stop using a brief break to get around the restrictive housing policy, which limits segregation to 60 days.</p>
MCCC	Fire Safety needs to be prioritized.	7/20/2023	MCCC May/June 2023 Site Visit Observations	<p>The CIP project to renovate security doors, including those in Dorms 1 & 2, is pending permits. Due to past escapes, Dorms 1 & 2 exit doors remain padlocked. A fire drill for Dorms 1 & 2 was conducted during 3rd watch on 9/21/23.</p> <p>Additionally, after consultation with a CIP Project Coordinator, it was assessed that the side doors are not fire exit doors.</p>	9/27/2023	<p>American Correctional Association (ACA) Perf-Based Stds, Adult Corr. Inst. 5th ed March 2021, Part 2: Physical Plant, Fire Codes, 5-ACI-2A-02 (Ref.4-4124), pg. 52: ACA Performance Based Standards</p>	<p>Unresolved: Based on the danger posed and the recent devastation in Lahaina, the Commission finds this response unacceptable. The Commission again recommends removing the chains and padlocks on the doors of Dorms 1 & 2 immediately. The Commission is concerned that a CIP Project Manager, respectfully, is not qualified to determine a fire exit safety door.</p>