

Honolulu, Hawaii

April 7, 2006

RE: S.B. No. 3273
S.D. 2
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 3273, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,"

begs leave to report as follows:

The purpose of this bill is to improve the process by which public school students are assessed and treated for substance abuse by:

- (1) Making the zero tolerance policy for public schools, as amended by Act 213, permanent;
- (2) Further amending the public school zero tolerance policy for drugs and alcohol as recommended by the Student Substance Abuse Assessment and Treatment Advisory Task Force; and
- (3) Allowing certified substance abuse counselors to conduct assessments to qualify individuals for substance abuse-related insurance benefits.

The Department of Health supported the intent of this bill. The Department of Education, Hina Mauka, Hawaii Substance Abuse Coalition, and a concerned individual supported this measure with amendments. The Hawaii Medical Service Association provided comments.

SB3273 HD2 HSCR FIN HMS 2006-3432



Your Committee has amended this bill by:

- (1) Deleting the requirements for assessments to be completed within ten days of the request for a determination if the applicant faces disciplinary action for violating the policy for drugs and alcohol in public schools, and allowing an insurance or health care plan carrier to contract with DOH to complete the determination;
- (2) Adding language to section 431M-4, Hawaii Revised Statutes, allowing certified substance abuse counselors and other mental health professionals to perform and submit claims for substance abuse assessments for children who have violated a school's zero tolerance policy;
- (3) Providing for the destruction of records of substance abuse assessment upon the child's graduation from high school; and
- (4) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3273, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 3273, S.D. 2, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Finance,




DWIGHT TAKAMINE, Chair



State of Hawaii
House of Representatives
The Twenty-third Legislature

HSCR 1668-06

Record of Votes of the Committee on Finance

Bill/Resolution No.: SB 3273, SD2, HD1		Date: 4.6.06		
Committee Referral: EDN/HLT, FIN		<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.		
The recommendation is to: <input type="checkbox"/> Pass, unamended <input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Hold <input type="checkbox"/> Recommit				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKAMINE, Dwight Y. (C)	✓			
2. KAWAKAMI, Bertha C. (VC)	✓			
3. CARROLL, Mele	✓			
4. CHONG, Pono	✓			
5. EVANS, Cindy	✓			
6. LEE, Marilyn B.	✓			
7. MAGAOAY, Michael Y.	✓			
8. NAKASONE, Bob	✓			
9. NISHIMOTO, Scott Y.	✓			
10. TANAKA, Kameo	✓			
11. TSUJI, Clift	✓			
12. WAKAI, Glenn	✓			
13. YAMANE, Ryan I.	✓			
14. YAMASHITA, Kyle T.	✓			
15. MEYER, Colleen Rose	✓			
16. MOSES, Mark S.	✓			
17. PINE, Kymberly				✓
18. STEVENS, Anne V.	✓			
TOTAL	17			1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <div style="text-align: center; font-size: 24pt; font-family: cursive;">  </div>				
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office				