
HOUSE CONCURRENT RESOLUTION

REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER
STATES' ADULT PROTECTIVE SERVICES AND COMPARE THEM TO
HAWAII'S ADULT PROTECTIVE SERVICES.

1 WHEREAS, the United States Senate Special Committee on
2 Aging has estimated that up to five million adults each year are
3 victims of neglect, exploitation, or other abuse; and
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5 WHEREAS, other studies indicate that up to six per cent of
6 the national population of older adults has experienced some
7 type of abuse, neglect, or exploitation; and
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9 WHEREAS, there is no national, uniform reporting system to
10 document the numbers of older Americans who experience abuse, so
11 the number of these individuals can only be estimated; and
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13 WHEREAS, adult protective services are mandated for adult
14 victims of abuse in each of the fifty states and the District of
15 Columbia; and
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17 WHEREAS, the eligible recipients of these services vary by
18 jurisdiction; and
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20 WHEREAS, in most states, services are provided to any
21 vulnerable adult, while in other states the services are
22 provided only to individuals age sixty years and older or to
23 younger individuals with disabilities; and
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25 WHEREAS, results of a recent Elder Abuse Incidence Study
26 shed light on a significant problem of elder abuse and neglect
27 among elders living in their own homes and who have gone largely
28 unidentified and unnoticed; and
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30 WHEREAS, the study noted that only one in five new
31 incidents of abuse, neglect, or self-neglect are reported to
32 adult protective services agencies; and



1
2 WHEREAS, here in Hawaii, adult protective services provides
3 crisis intervention, investigation, and emergency services to
4 dependent adults who are reported to be abused, neglected, or
5 financially exploited by others or seriously endangered due to
6 self-neglect; and
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8 WHEREAS, there are just over eighty-four thousand elders
9 that are seventy-five years or older in Hawaii; and
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11 WHEREAS, national estimates of the frequency of abuse
12 towards this population range from five to ten per cent, which
13 suggests that there may be four thousand or more cases of abuse
14 in Hawaii each year; and
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16 WHEREAS, however, the Department of Human Services
17 indicates that in 2006, it investigated five hundred fourteen
18 cases, which suggests a large gap between those receiving
19 services and those possibly experiencing abuse; and
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21 WHEREAS, Hawaii's adult protective services law has been
22 described in newspaper articles in recent years as one of the
23 most restrictive in the nation; and
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25 WHEREAS, there has also been concern regarding whether any
26 changes to the current Adult Protective Services Law would
27 result in an increased case load and consequential strain on
28 case workers; now, therefore,
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30 BE IT RESOLVED by the House of Representatives of the
31 Twenty-fourth Legislature of the State of Hawaii, Regular
32 Session of 2007, the Senate concurring, that the Legislative
33 Reference Bureau is requested to study other states' adult
34 protective services and compare them to Hawaii's adult
35 protective services; and
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37 BE IT FURTHER RESOLVED that in completing the study, the
38 Legislative Reference Bureau should:
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- 40 (1) Examine the other states' adult protective services
41 laws and their implementation in the respective
42 states; and
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1 (2) Obtain information regarding:
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3 (A) The total number of cases reported to the adult
4 protective services of each state and the ratio
5 of cases per capita for each state;
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7 (B) What changes to Hawaii's adult protective
8 services law would need to be made to make the
9 applicability of Hawaii's law more comparable to
10 those in other states; and
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12 (C) The estimated increase or decrease in the number
13 of cases that would be reported in Hawaii as a
14 result of the change those changes; and
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16 BE IT FURTHER RESOLVED that the Legislative Reference
17 Bureau is requested to submit a report of its findings to the
18 Legislature no later than twenty days prior to the convening of
19 the 2008 Regular Session; and
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21 BE IT FURTHER RESOLVED that a certified copy of this
22 Concurrent Resolution be transmitted to the Director of the
23 Legislative Reference Bureau.

