
A BILL FOR AN ACT

RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that former foster youth
2 are at greater risk than the general population of becoming
3 homeless or suffering other deprivations as adults. Independent
4 living skills are essential to enable children to become
5 productive and safe adults.

6 The purpose of this Act is to ensure that foster youth are
7 provided, beginning at age fourteen, with appropriate
8 opportunities to learn basic life skills that will be needed
9 when they become adults.

10 SECTION 2. Chapter 587, Hawaii Revised Statutes, is
11 amended by adding a new section to be appropriately designated
12 and to read as follows:

13 "§587- Independent living. (a) Beginning at age
14 fourteen, the permanent plan of all foster youth who are in
15 permanent custody or foster custody shall include an age
16 appropriate independent living program.



1 (b) The independent living program shall teach basic
2 skills necessary to transition to adulthood. The program shall
3 include the provision of training and information on:

4 (1) Community services available to transitioning youth
5 and adults;

6 (2) Money management;

7 (3) The job application process;

8 (4) Access to higher education or alternative primary
9 education;

10 (5) The student loans and scholarship application process;

11 (6) Access to the welfare system;

12 (7) Access to public and private medical care and mental
13 health systems;

14 (8) Obtaining public and private housing; and

15 (9) Other important life skills."

16 SECTION 3. Section 587-27, Hawaii Revised Statutes, is
17 amended by amending subsection (a) to read as follows:

18 "(a) Permanent plan [~~is~~] shall be a specific written plan,
19 prepared by an appropriate authorized agency [~~, which should~~]
20 that shall set forth:



- 1 (1) A position as to whether the court should order [~~an~~]
2 adoption, guardianship, or permanent custody of the
3 child and specify:
- 4 (A) A reasonable period of time during which the
5 adoption or guardianship may be finalized;
6 provided that the identity of the proposed
7 adoptive parent or parents shall be provided to
8 the court in a separate report [~~which~~] that shall
9 be sealed and shall not be released to the
10 parties unless the court deems [~~such~~] release to
11 be in the best interests of the child;
- 12 (B) If adoption is not the plan, a clear and
13 convincing explanation why guardianship is
14 preferable to adoption; or
- 15 (C) If neither adoption [~~or~~] nor guardianship is
16 [~~not~~] the plan, a clear and convincing
17 explanation why permanent custody is preferable
18 to guardianship;
- 19 (2) [~~A specific written plan including:~~
20 ~~(A)]~~ The goal, as being[+] either adoption,
21 guardianship, or permanent custody;



1 ~~[(B)]~~ (3) The objectives concerning the child,
2 including~~[, but not limited to,]~~ stable placement,
3 education, health, therapy, counseling, birth family
4 ~~[(+)]~~including visitation, if any~~[(+)]~~, culture, ~~[and]~~
5 adoption, and guardianship~~[, or preparation for~~
6 ~~independent living]~~; ~~[and]~~

7 ~~[(C)]~~ (4) The method or methods for achieving the
8 goal and objectives set forth in ~~[subparagraphs (A)~~
9 ~~and (B)]~~ paragraphs (2) and (3);

10 ~~[(3+)]~~ (5) All supporting exhibits and written consents or
11 an explanation ~~[as to]~~ why the exhibits or consents
12 are not available. Upon good cause shown, the court
13 may waive submission of any supporting exhibit or
14 written consent; ~~[and]~~

15 (6) For all children over fourteen years of age, a
16 description of the steps taken to prepare the child
17 for transition to adulthood, including steps taken to
18 refer and enroll the child in an independent living
19 program, and any other referrals made. If the child
20 is not enrolled in an independent living program, an
21 explanation shall be provided, including steps that



1 the department will take to ensure the child will
2 participate in an independent living program; and
3 [~~(4)~~] (7) Any other information or materials [~~which~~] that
4 are necessary to the expeditious facilitation of the
5 permanent plan."

6 SECTION 4. There is appropriated or authorized from
7 temporary assistance for needy families funds the sum of
8 \$, or so much thereof as may be necessary for fiscal
9 year 2007-2008, and the same sum, or so much thereof as may be
10 necessary for fiscal year 2008-2009, to the department of human
11 services for the independent living program.

12 The sums appropriated shall be expended by the department
13 of human services for the purposes of this Act.

14 SECTION 5. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 6. This Act shall take effect on July 1, 2007.



REPORT Title:

Foster Children; Mandatory Independent Living Programs

Description:

Requires the permanent plan of certain foster children age fourteen and older to include an appropriate independent living program. (SD2)

