

STAND. COM. REP. NO. 1149 -08

Honolulu, Hawaii

March 18, 2008

RE: S.B. No. 3050  
S.D. 1  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Sir:

Your Committee on Human Services & Housing, to which was referred S.B. No. 3050, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES,"

begs leave to report as follows:

The purpose of this bill is to require caregivers, social workers, and certain advocacy service providers to report suspected abuse of a dependent adult to the Department of Human Services (DHS).

DHS, the Attorney General (AG) and Office of Hawaiian Affairs testified in support of this bill. The National Association of Social Workers - Hawaii Chapter supported the intent of this measure. The Hawaii Disability Rights Center and a concerned individual provided comments.

Your Committee notes concerns raised in DHS's and the AG's testimony which recommends citing the Code of Federal Regulations with regard to the consent of the dependent adult or their guardian or legal representative, and respectfully requests the Committee on Judiciary to further examine that issue.

Your Committee has amended this bill by:

(1) Clarifying the definition of "caregiver"; and

SB3050 HD1 HSCR HSH HMS 2008-3104



- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services & Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3050, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3050, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Human Services &  
Housing,



---

MAILE SHIMABUKURO, Chair



Record of Votes of the Committee on Human Services & Housing

Bill/Resolution No.: <b>SB 3050, SD1</b>	Committee Referral: <b>HSH, JUD</b>	Date: <b>3/13/08</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HSH Members	Ayes	Ayes (WR)	Nays	Excused
1. SHIMABUKURO, Maile S. L. (C)	X			
2. RHOADS, Karl (VC)	X			
3. AWANA, Karen Leinani	X			<del>X</del> <i>MA</i>
4. BELATTI, Della Au	X			
5. BERTRAM, Joe, III	X			
6. CABANILLA, Rida T.R.				X
7. GREEN, Josh, M.D.	X			
8. MIZUNO, John	X			
9. TOKIOKA, James Kunane	<del>X</del> <i>MA</i>			X
10. WARD, Gene, Ph.D.				X
<b>TOTAL (10)</b>	<b>7</b>	<b>0</b>	<b>0</b>	<b>3</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <u><i>Paul Hood</i></u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				