

STAND. COM. REP. NO.

2334

Honolulu, Hawaii

FEB 14 2008

RE: S.B. No. 3071
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 3071
entitled:

"A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE,"

begs leave to report as follows:

The purpose of this measure is to enable the Director of
Health to petition the court in appropriate cases, on behalf of
any individual served by the Department, for legal discharge from
conditional release.

Your Committee received testimony in support of this measure
from the Director of Health and the Hawaii Government Employees
Association.

Your Committee finds that there is no limit in Hawaii for how
long an individual may be on conditional release. Individuals,
many of whom are no longer appropriate for conditional release,
could potentially be on conditional release for the rest of their
lives.

Your Committee further finds that enabling the Director of
Health to petition the courts for discharges, where appropriate,
will help to ease the overcrowding problem at the Hawaii State
Hospital and protect the health and safety of the patients and
staff at the hospital.



Your Committee has amended this measure by making technical, nonsubstantive changes for the purposes of clarity, consistency, style, and to accurately reflect existing statutory language.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3071, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3071, S.D. 1, and be referred to the Committee on Judiciary and Labor.

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




DAVID Y. IGE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 3071	Committee Referral: HTH, JDL	Date: 02-11-08		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
FUKUNAGA, Carol (VC)	✓			
BAKER, Rosalyn H.	✓			
MENOR, Ron				✓
WHALEN, Paul	✓			
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes