

STAND. COM. REP. NO. 333

Honolulu, Hawaii

Feb 18, 2009

RE: H.B. No. 1095

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 1095 entitled:

"A BILL FOR AN ACT RELATING TO NOTICE OF GUARDIANSHIP PROCEEDINGS,"

begs leave to report as follows:

The purpose of this bill is to provide that notice to parents shall not be required if the parents have been served in a proceeding under the Child Protective Act and a permanent plan has been ordered by the court.

The Department of Human Services (DHS) testified in support of this measure. The Judiciary testified in opposition to this bill.

Your Committee notes that should the Committee on Judiciary hear this measure, DHS and the Family Courts have agreed to work together on crafting appropriate language for a proposed draft.

Accordingly, your Committee has amended this bill by changing the effective date to January 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1095, as amended herein, and recommends that it pass Second

HB1095 HD1 HSCR HUS HMS 2009-2186



Reading in the form attached hereto as H.B. No. 1095, H.D. 1, and
be referred to the Committee on Judiciary.

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


JOHN M. MIZUNO Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

Record of Votes of the Committee on Human Services

Bill/Resolution No.: HB 1095	Committee Referral: HUS, JUD	Date: 02/12/09		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input 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)				
HUS Members	Ayes	Ayes (WR)	Nays	Excused
1. MIZUNO, John M. (C)	/			
2. BROWER, Tom (VC)	/			
3. BELATTI, Della Au				/
4. BERTRAM, Joe, III	/			
5. CARROLL, Mele				/
6. NISHIMOTO, Scott Y.				/
7. SHIMABUKURO, Maile S.L.				/
8. YAMANE, Ryan I.	/			
9. WARD, Gene	/			
TOTAL (9)	5	0	0	4
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align:center">committee acronym(s)</div>				
Vice Chair's or designee's signature: <u>Tom Brower</u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				