

STAND. COM. REP. NO.

2873

Honolulu, Hawaii

MAR 29 2010

RE: S.C.R. No. 155

S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.C.R.
No. 155 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL
TO REVIEW THE GUARDIANSHIP PROCESS WITH RESPECT TO THE ISSUE
OF PATIENTS IN HOSPITALS WHO ARE WAITLISTED FOR POST-ACUTE
CARE, "

begs leave to report as follows:

The purpose of this measure is to request that the Attorney
General review the current guardianship process as it pertains to
adult hospital patients and work with the Healthcare Association
of Hawaii to develop an expedited process for patients who are
waitlisted, pending a move to a long term care facility.

Your Committee received testimony in support of this measure
from the Healthcare Association of Hawaii. Testimony in
opposition to this measure was submitted by the Judiciary Office
of the Public Guardian and the Department of the Attorney General.
Testimony in support of the intent of this measure with amendments
was submitted by the Hawaii Disability Rights Center. Written
testimony presented to the Committee may be reviewed on the
Legislature's website.

Your Committee finds that delays in appointing guardians for
patients who are ready to move out of acute care hospitals results
in a shortage of acute care beds and patients receiving higher and
more expensive levels of care than necessary.

2010-1718 SCR SSCR SMA.doc



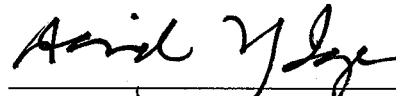
Your Committee further finds that the frequency of this problem is going to increase as the average age of our population rises. It is important to address this issue now rather than wait until sheer volume causes a crisis of care.

Your Committee has amended this measure by:

- (1) Requesting that the Attorney General work with the Healthcare Association of Hawaii to develop an expedited guardianship process for waitlisted hospital patients; and
- (2) Making technical, nonsubstantive changes to ensure clarity and accuracy in the language of this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 155, as amended herein, and recommends that it be referred to the Committee on Judiciary and Government Operations, in the form attached hereto as S.C.R. No. 155, S.D. 1.

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

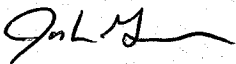


DAVID Y. IGE, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Health
HTH

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|--|--|-------------------------|----------|----------|
| Bill / Resolution No.:* SCR 155 | Committee Referral: HTH, JGO | Date: 3/24/10 | | |
| <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) | ✓ | | | |
| GREEN, M.D., Josh (VC) | ✓ | | | |
| BAKER, Rosalyn H. | ✓ | | | |
| ESPERO, Will | ✓ | | | |
| NISHIHARA, Clarence K. | ✓ | | | |
| HEMMINGS, Fred | | | | ✓ |
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| TOTAL | 5 | 0 | 0 | 1 |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">  </div> | | | | |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | |

*Only one measure per Record of Votes