

STAND. COM. REP. NO.

2936

Honolulu, Hawaii

MAR 3 1 2010

RE: S.C.R. No. 235
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. 235 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF
A CLEAN AND SOBER HOME AND HALFWAY HOUSE TASK FORCE,"

begs leave to report as follows:

The purpose of this measure is to request the Department of
Health to establish a clean and sober home and halfway house task
force to address occupancy requirements, accountability,
regulation, and community and advocate education at these
facilities.

Your Committee received testimony in support of this measure
from the Hawaii Disability Rights Center. Testimony in support of
the intent of this measure with amendments was received from the
Hawaii Substance Abuse Coalition. Written testimony presented to
the Committee may be reviewed on the Legislature's website.

Your Committee finds that clean and sober homes and halfway
houses are an integral step in the treatment of individuals
recently released from incarceration and with substance abuse
issues. However, these facilities are often not welcomed
additions to neighborhoods and communities. Your Committee
intends that this task force examine possible approaches to
improving community relations.

Your Committee has amended this measure by:

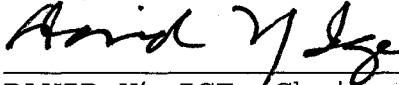
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- (1) Requesting the task force to establish a clear, legal definition of "clean and sober home";
- (2) Adding legal representatives, as determined by the convener, to the task force membership to address issues such as discrimination;
- (3) Requesting all relevant agencies to consult with the legal representative members to ensure that clients are referred only to clean and sober homes and halfway houses that satisfy state zoning guidelines, the Federal Fair Housing Act, Section 504 of the Rehabilitation Act, the Americans with Disabilities Act, and other laws providing housing opportunities and protections for people with disabilities; and
- (4) 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. 235, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 235, 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

Bill / Resolution No.:* <i>SCR 235</i>	Committee Referral: <i>HTH</i>	Date: <i>3/24/10</i>		
<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				✓
TOTAL	<i>5</i>	<i>0</i>	<i>0</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes