

STAND. COM. REP. NO.

491

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 1088

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 1088  
entitled:

"A BILL FOR AN ACT RELATING TO CORRECTIONS,"

begs leave to report as follows:

The purpose of this bill is to establish procedural safeguards to enable the Department of Public Safety (DPS) to render necessary medical and mental health treatment to the inmates and detainees in its custody in an efficient manner, even when those inmates or detainees refuse treatment.

Specifically, this bill:

- (1) Establishes criteria for involuntary medical treatment;
- (2) Allows the Director of Public Safety to file a petition with the court establishing that the person in custody of DPS meets the criteria for involuntary medical treatment;
- (3) Requires the court to set a hearing on the petition and establishes requirements for notice of the hearing; and
- (4) Establishes a timeframe and guidelines for hearing the petition.

DPS testified in support of this bill.

HB1088 HSCR HLT HMS 2011-2291



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 H.B. No. 1088 and recommends that it be referred to the Committee on Finance.

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



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RYAN I. YAMANE, Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

## Record of Votes of the Committee on Health

Bill/Resolution No.: <b>HB 1088</b>	Committee Referral: <b>PBM, HLT, FIN</b>	Date: <b>2/15/11</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 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)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	✓			
2. MORIKAWA, Dee (VC)	✓			
3. BELATTI, Della Au				✓
4. HANOHANO, Faye P.	✓			
5. JORDAN, Jo	✓			
6. LEE, Chris	✓			
7. MIZUNO, John M.	✓			
8. WOOLEY, Jessica	✓			
9. CHING, Corinne W.L.				✓
10. PINE, Kymberly Marcos	✓			
<b>TOTAL (10)</b>	<b>8</b>			<b>2</b>
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; margin-left: 100px;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ <i>JDM</i>				
Distribution:    Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				