

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 07, 2011 10:50 PM
To: JUDtestimony
Cc: mgsmart@yahoo.com
Subject: Testimony for HB914 on 2/11/2011 2:00:00 PM
Attachments: HB914 power of attorney submit.doc

Testimony for JUD 2/11/2011 2:00:00 PM HB914

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Mary Smart
Organization: Individual
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Submitted on: 2/7/2011

Comments:

Attention: House Judiciary Committee

Hearing: Friday, February 11, 2011

Conference Room: 325 2:00 PM

Subject: **OPPOSE HB914**

Submitted by: Mary Smart, Mililani, HI

Chairman Keith-Agaran, Vice Chair Rhoads and Members:

1. I request you **Oppose HB914**

- a. It was only after much deliberation that my father chose me out of his six children to assign me attorney-in-fact (power of attorney (POA)) rather than any of my siblings.
- b. My siblings are aware that I have both regular and medical power of attorney responsibilities for my father. None of my siblings have the time to dedicate nor do they live in close proximity to be concerned with day to day tasks that involve my use of the power of attorney.
- c. The POA should be sufficient for the designated individual to act independently. Requiring notifications and records of decisions would be extremely burdensome to the care giver and could negatively impact the quality of attention and level of care given to the family member – just to respond to an unneeded, bureaucratic requirement of the government.
- d. If the principle wants other family members involved in decisions or notification that can be written into the legal document. This decision is between family members. It is intrusive of government to wedge itself into this process.

2. Request you **OPPOSE HB914** and leave family matters to the family and their lawyers.