

STAND. COM. REP. NO. 311

Honolulu, Hawaii

February 12, 2013

RE: H.B. No. 398
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 398 entitled:

"A BILL FOR AN ACT RELATING TO HUMAN SERVICES,"

begs leave to report as follows:

The purpose of this measure is to require all operators of child care facilities licensed by the Department of Human Services to develop, maintain and implement written safe sleep policies that require children one year of age or younger to be placed on their back for sleeping. Operators are also required to discuss the policy with the parents, conduct training on safe sleep policies, and report deaths of children that occur while in their care.

Malama Family Recovery Center, Healthy Mothers Healthy Babies Coalition of Hawaii, Child and Family Services, March of Dimes Foundation, and several individuals testified in support of this measure. The Department of Human Services testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Deleting language specifying aspects of a safe sleep policy from the measure in order to allow the Department of Human Services to adopt specific rules in accordance with Chapter 91, Hawaii Revised Statutes; and

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- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 398, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 398, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

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



MELE CARROLL, Chair



