

STAND. COM. REP. NO.

77

Honolulu, Hawaii

FEB 05 2013

RE: S.B. No. 44
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committees on Health and Public Safety,
Intergovernmental and Military Affairs, to which was referred S.B.
No. 44 entitled:

"A BILL FOR AN ACT RELATING TO MENTAL HEALTH,"

beg leave to report as follows:

The purpose and intent of this measure is to add the
definition of "law enforcement officer" and to change references
of "police officer" to "law enforcement officer" in sections of
the Hawaii Revised Statutes relating to emergency hospital
admission and involuntary hospitalization.

Your Committees received testimony in support of this measure
from the Department of Health; Department of Public Safety;
Institute for Human Services, Inc.; Community Alliance for Mental
Health; and one individual.

Your Committees find that section 334-59, Hawaii Revised
Statutes, currently only applies to county police officers and
that this measure is necessary to allow all law enforcement
officers to utilize section 334-59, Hawaii Revised Statutes. Your
Committees further find that advanced practice registered nurses
are fully qualified to determine a person's mental health status
and whether the person poses a safety risk and should therefore be
authorized under section 334-59, Hawaii Revised Statutes, to do
so.

Your Committees have amended this measure by:

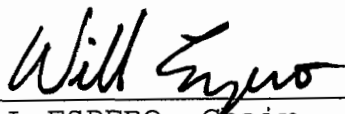
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- (1) Adding advanced practice registered nurse to the list of mental health professionals qualified to diagnose mental illness under section 334-59, Hawaii Revised Statutes; and
- (2) Making a technical nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Public Safety, Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 44, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 44, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Health and Public
Safety, Intergovernmental and
Military Affairs,



WILL ESPERO, Chair



JOSH GREEN, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Health
HTH

| | | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|----------|-----|---------|
| Bill / Resolution No.:* | Committee Referral: | Date: | | |
| SB 44 | HTH/PSM | 1/29/13 | | |
| <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 |
| GREEN, Josh (C) | ✓ | | | |
| BAKER, Rosalyn H. (VC) | ✓ | | | |
| CHUN OAKLAND, Suzanne | ✓ | | | |
| NISHIHARA, Clarence K. | ✓ | | | |
| SLOM, Sam | | | | ✓ |
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| TOTAL | 4 | - | - | 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;">Rosalyn H Baker</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

