

SCR 157 / SR 115

Measure Title: URGING THE STATE TO ADOPT THE UNITED NATIONS CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES AND THE UNITED STATES SENATE TO RATIFY THE CONVENTION.

Report Title: United Nations Convention on the Rights of Persons with Disabilities

Description:

Companion:

Package: None

Current Referral: HMS/TIA/PSM

Introducer(s): SHIMABUKURO



STATE OF HAWAII
STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
919 ALA MOANA BOULEVARD, ROOM 113
HONOLULU, HAWAII 96814
TELEPHONE: (808) 586-8100 FAX: (808) 586-7543
April 3, 2013

The Honorable Suzanne Chun Oakland, Chair
Senate Committee on Human Services
and

The Honorable J. Kalani English, Chair
Senate Committee on Transportation and International Affairs
and

The Honorable Will Espero, Chair
Senate Committee on Public Safety, Intergovernmental and Military Affairs
Twenty-Seventh Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Senators Chun Oakland, English, and Espero, and Members of the Committees:

SUBJECT: SCR 157 and SR 115 – URGING THE STATE TO ADOPT THE UNITED NATIONS CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES AND THE UNITED STATES SENATE TO RATIFY THE CONVENTION

The State Council on Developmental Disabilities **SUPPORTS SCR 157 and SR 115**. The Convention on the Rights of Persons with Disabilities was inspired by the leadership of the United States and is the first treaty to address disability rights. The purpose of the Convention is to "promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities, and to promote respect for their inherent dignity."

This is consistent with the mission, vision, and principles of the State Council on Developmental Disabilities "to support people with intellectual and developmental disabilities to control their own destiny and determine the quality of life they desire. People with disabilities are treated equally and enjoy fundamental human rights, among them life, liberty and the pursuit of happiness. They have choices about where they live, work and play, and they receive the supports they need to do so."

The Honorable Suzanne Chun Oakland
The Honorable J. Kalani English
The Honorable Will Espero
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April 3, 2013


The Council supports that the Convention and the treaty package before the U.S. Senate:

- 1) Recognizes and protects the rights of individuals with disabilities as reflected in our current American with Disabilities Act (ADA).
- 2) Supports the United States as a global movement leader of disability rights.
- 3) Requires no changes in United States laws and recognizes existing United States laws of equal access for persons with disabilities.
- 4) Ensures the rights of an individual with disability on an equal basis with others.
- 5) Recognizes the importance for individuals with disabilities of their autonomy, independence, and freedom to make their own choices.
- 6) Supports the rights of children with disabilities.
- 7) Supports the role of the family and parental rights, including the right to make decisions for their children as reflected in the Individual with Disabilities Education Act and maintains that the "best interest of the child" will be interpreted according to United States law.
- 8) Recognizes and ensures that the obligations of the United States under the treaty do not limit or change areas that are under state and local government authority.
- 9) Recognizes that the United States maintains and follows its accessibility standards as mandated by the Constitution and the current laws, including ADA and the Fair Housing Amendments Acts.

The passage of SCR 157 and SR 115 will put Hawaii at the forefront in providing leadership to other states in adopting the United Nations Convention on the rights of persons with disabilities and the United States Senate to ratify the Convention.

Thank you for the opportunity to submit testimony **supporting the passage of SCR 157 and SR 115.**

Sincerely,


Waynette K.Y. Cabral, MSW
Executive Administrator


J. Curtis Tyler III
Chair

From: mailinglist@capitol.hawaii.gov
To: [HMS Testimony](#)
Cc: egrant@uslcd.org
Subject: Submitted testimony for SCR157 on Apr 3, 2013 13:15PM
Date: Friday, March 29, 2013 11:36:46 AM
Attachments: [Disability Community Support.pdf](#)

SCR157

Submitted on: 3/29/2013

Testimony for HMS/TIA/PSM on Apr 3, 2013 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Esme Grant	U.S. International Council on Disabilities	Support	No

Comments: USICD represents a coalition of over 350 major disability organizations, all 21 major veterans service organizations, and 26 faith organizations that support the Convention on the Rights of Persons with Disabilities (CRPD). In last year's Congress, both Senators Akaka and Inouye pledged their full support for the treaty. We ask the Hawaiian State Legislature to express their support and convey it to the United States Senate to compel ratification of the treaty this year.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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VOTE YES FOR THE CRPD IN 2013!

OVER 350 AMERICAN DISABILITY ORGANIZATIONS SUPPORT THE CRPD

Major organizations supporting the U.S. ratification of the Convention on the Rights of Persons with Disabilities include:

American Association of People with Disabilities ▪ The Arc ▪ The Association of University Centers on Disabilities ▪ The Association on Higher Education & Disability ▪ Autism Speaks ▪ Best Buddies International, Inc. ▪ Council for Exceptional Children ▪ Disability Rights Education & Defense Fund ▪ Disability Rights International ▪ Easter Seals ▪ Epilepsy Foundation ▪ Little People of America ▪ National Association of the Deaf ▪ National Association of Councils on Developmental Disabilities ▪ National Council on Independent Living ▪ National Multiple Sclerosis Society ▪ National Federation of the Blind ▪ Special Olympics ▪ United Cerebral Palsy ▪ USICD ▪ United Spinal Association

- | | | | |
|-----|---|-----|--|
| 1. | Ability Chicago | 17. | American Association of People with Disabilities |
| 2. | Access Alaska Inc. | 18. | American Association for Psychosocial Rehabilitation |
| 3. | Access Futures Club (AFC) | 19. | American Civil Liberties Union |
| 4. | Access Living | 20. | American Council of the Blind |
| 5. | Access, Inc. | 21. | American Counseling Association |
| 6. | ACCSES | 22. | American Dance Therapy Association |
| 7. | Actionplay | 23. | Anti-Defamation League |
| 8. | ADAPT Delaware | 24. | American Diabetes Association |
| 9. | Alliance Center for Independence | 25. | American Foundation for the Blind |
| 10. | American Academy of Child and Adolescent Psychiatry | 26. | American Foundation for Suicide Prevention |
| 11. | Advocacy Initiative Network of Maine | 27. | American Group Psychotherapy Association |
| 12. | Advocating 4 Kids LLC | 28. | American Mental Health Counselors Association |
| 13. | American Academy of Pediatrics | 29. | American Music Therapy Association |
| 14. | American Association for Geriatric Psychiatry | 30. | American Network of Community Options and Resources |
| 15. | American Association on Health and Disability | | |
| 16. | American Association on Intellectual and Developmental Disabilities | | |

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|-----|--|-----|---|
| 31. | American Speech-Language-Hearing Association | 67. | California State Council on Developmental Disabilities |
| 32. | American Therapeutic Recreation Association | 68. | Californians for Disability Rights, Inc. |
| 33. | amfAR, the Foundation for AIDS Research | 69. | CBM |
| 34. | APSE | 70. | Center for Disability Rights |
| 35. | ARC Gateway, Inc. | 71. | Center for Independent Living of Middle Tennessee |
| 36. | Arc Northland | 72. | Center for Independent Living of South Florida, Inc. |
| 37. | Arc of Lucas county | 73. | Center For Independent Living Options |
| 38. | Arizona Bridge to Independent Living (ABIL) | 74. | Center for Leadership in Disability |
| 39. | Association for Assistive Technology Act Programs | 75. | Center on Disability and Community Inclusion |
| 40. | Association of Jewish Family & Children's Agencies | 76. | Cerebral Palsy and Deaf Organization |
| 41. | Association of Programs for Rural Independent Living | 77. | Challenged Conquistadors, Inc. |
| 42. | Association of University Centers on Disabilities (AUCD) | 78. | Check and Connect Program - Central Lakes College |
| 43. | Association on Higher Education & Disability (AHEAD) | 79. | Citizens for Patient Safety |
| 44. | Attention Deficit Disorder Association | 80. | Claremont Colleges Disability, Illness, and Difference Alliance |
| 45. | AUCD Council on Community Advocacy (COCA) | 81. | Coalition of Concerned Citizens for Complete Justice |
| 46. | Auditory Sciences | 82. | Community Access Project Somerville |
| 47. | Autism National Committee | 83. | Community Access Unlimited |
| 48. | Autistic Self Advocacy Network | 84. | Community Alliance for the Ethical Treatment of Youth |
| 49. | Autism Speaks | 85. | Community Interface Services |
| 50. | Autism Spectrum Counseling Center, Inc. | 86. | Community Resources for Independent Living |
| 51. | Bay Area People First | 87. | Conference of Educational Administrators of Schools and Programs for the Deaf Council of Parent Attorneys and Advocates |
| 52. | Bay Cove Human Services, Inc | 88. | Consortium for Citizens with Disabilities |
| 53. | Becoming Independent | 89. | Consumer Advisory Committee |
| 54. | Bender Consulting Services, Inc. | 90. | Council for Exceptional Children |
| 55. | Best Buddies International, Inc. | 91. | Council of State Administrators of Vocational Rehabilitation |
| 56. | BlazeSports America | 92. | CUNY Coalition for Students with Disabilities |
| 57. | BlueLaw International | 93. | Daniel Jordan Fiddle Foundation |
| 58. | Boston Center for Independent Living | 94. | DAWN Center for Independent Living |
| 59. | Brain Injury Association of America | 95. | Deaf and Hard of Hearing Alliance |
| 60. | Braozoria County Center for Independent Living | 96. | Deaf Education And Families Project |
| 61. | Bridge II Sports | 97. | Delaware Developmental Disabilities Council |
| 62. | Bridgewell | 98. | Delaware Family Voices |
| 63. | Burton Blatt Institute at Syracuse University | | |
| 64. | California Association of the Deaf – Riverside Chapter | | |
| 65. | CA State Council on Developmental Disabilities, Area Board 5 | | |
| 66. | California Foundation for Independent Living Centers | | |

99.	Depression and Bipolar Support Alliance	136.	FESTAC-USA (Festival of African Arts and Culture)
100.	Developmental Disabilities Institute, Wayne State University	137.	FHI n360
101.	Disabled American Veterans	138.	Fiesta Christian foundation Inc
102.	Disability Connection/West Michigan	139.	504 Democratic Club
103.	Disability Help Center	140.	Fort Bend Center for Independent Living
104.	Disability Law Center	141.	Foundations For Change, PC
105.	disABILITY LINK	142.	Four Freedoms Forum
106.	Disability Partners	143.	Fox River Industries
107.	disABILITY Resource Center	144.	FREED Center for Independent Living
108.	Disability Resource Center of Fairfield County	145.	Friedman Place
109.	Disability Rights & Resources	146.	G3ict
110.	Disability Rights Coalition	147.	Gallaudet University
111.	Disability Rights Education and Defense Fund	148.	GlobalPartnersUnited
112.	Disability Rights Fund	149.	Goodwill Industries International
113.	Disability Rights International	150.	Greater Haverhill Newburyport
114.	Disability Rights Legal Center	151.	Handicap International
115.	Disability Rights Nebraska	152.	HEAL
116.	disAbility Solutions for Independent Living	153.	Hearing Loss Association of America
117.	Disability Services, John Hopkins University	154.	Hearing Loss Association of Los Angeles
118.	Disabled In Action of Metropolitan NYC	155.	Hesperian Health Guides
119.	Disabled Rights Action Committee	156.	Higher Education Consortium for Special Education
120.	Disabled Sports USA	157.	Houston Center for Independent Living
121.	Division for Early Childhood of the Council for Exceptional Children	158.	Human Rights Watch
122.	Down Syndrome Association of Snohomish County	159.	Idaho Parents Unlimited, Inc.
123.	Down Syndrome Association of West Michigan	160.	IDEA Infant Toddler Coordinators Association
124.	Down Syndrome Support Network of Stark County	161.	IMPACT Center for Independent Living
125.	Dream Ahead the Empowerment Initiative	162.	IndependenceFirst
126.	Dynamic Independence	163.	Independent Living, Inc.
127.	East Texas Center for Independent Living	164.	Independent Living Center of the Hudson Valley, Inc.
128.	Easter Seals	165.	Independent Living Center of the North Shore & Cape Ann, Inc
129.	ED101 Inc.	166.	Institute for Community Inclusion: U. MA Boston
130.	Equal Rights for Persons with Disabilities International, Inc	167.	Institute for Human Centered Design
131.	Employment & Community Options	168.	Institute on Human Development and Disability
132.	Epilepsy Foundation	169.	Institute on Disability and Public Policy (IDPP)
133.	Family Voices	170.	Inter-American Institute on Disability
134.	Fearless Nation PTSD Support	171.	Interdisciplinary Council on Developmental and Learning Disorders (ICDL)
135.	Federal Employees with Disabilities (FEDs)		

172.	International Ventilator Users Network	209.	National Association of County Behavioral Health and Developmental Disability Directors
173.	Iowa Statewide Independent Living Council (SILC)	210.	National Association of Law Students with Disabilities (NALSWD)
174.	Hearing Loss Association	211.	National Association of School Psychologists
175.	Hearing Loss Association of Los Angeles	212.	National Association of Social Workers
176.	Johnson County Board of Services	213.	National Association of State Directors of Developmental Disabilities Services
177.	Joint National Association of Persons with Disabilities	214.	National Association of State Directors of Special Education
178.	Judge David L. Bazelon Center for Mental Health Law	215.	National Association of State Head Injury Administrators
179.	Just Advocacy of Mississippi	216.	National Association of State Mental Health Program Directors
180.	KEY Consumer Organization, Inc.	217.	National Association of States United for Aging and Disabilities
181.	KIDZCARE School	218.	National Association of the Deaf
182.	L.E.A.N. On Us	219.	National Black Deaf Advocates, Inc.
183.	Lakeshore Foundation	220.	National Center for Environmental Health Strategies
184.	Lakeside Curative Systems, Inc.	221.	National Center for Learning Disabilities
185.	Lane Independent Living Alliance	222.	National Coalition for Mental Health Recovery
186.	Lantos Foundation for Human Rights & Justice	223.	National Council on Independent Living
187.	Latino Civil Rights Committee	224.	National Council for Community Behavioral Healthcare
188.	LINC	225.	National Disability Rights Network
189.	Little People of America	226.	National Down Syndrome Congress
190.	Living Independence For Everyone (LIFE) of Mississippi	227.	National Down Syndrome Society
191.	Long Island Center for Independent Living, Inc. (LICIL)	228.	National Dysautonomia Research Foundation
192.	Loudon ENDependence	229.	National Federation of the Blind
193.	Mainstay Solutions LLC	230.	National Federation of the Blind of Utah
194.	Maryland Disability Law Center	231.	National Federation of Families for Children's Mental Health
195.	Massachusetts Down Syndrome Congress	232.	National Health Law Program
196.	Massachusetts Families Organizing for Change	233.	National Minority AIDS Council
197.	Medical Whistleblower Advocacy Network	234.	National MS Society - Ohio Chapters
198.	Medicol Inc.	235.	National MS Society, Pacific South Coast Chapter
199.	Mental Health Action	236.	National Multiple Sclerosis Society
200.	Mental Health America	237.	National Multiple Sclerosis Society, National Capital Chapter
201.	MI Developmental Disabilities Council	238.	National Rehabilitation Association
202.	MindFreedom International	239.	New York State Independent Living Council
203.	Mobility International USA		
204.	Montana Independent Living Project		
205.	Multiethnic Advocates for Cultural Competence, Inc.		
206.	National Alliance on Mental Illness		
207.	National Association for Children's Behavioral Health		
208.	National Association of Councils on Developmental Disabilities		

240.	Next Step	282.	SoCal APSE
241.	NHMH - No Health without Mental Health	283.	Social Assistance and Rehabilitation for the Physically Vulnerable (SARPV)
242.	Noble County ARC, Inc.	284.	Socio Economic Development Alliance (SEDA)
243.	Northeast Arc	285.	Southeast Alaska Independent Living
244.	Not Dead Yet	286.	Southern Indiana Center for Independent Living
245.	NYC LTC Ombudsman Program	287.	SPEAK Consulting LLC
246.	Ohio Association of County Boards Serving People with Developmental Disabilities	288.	Special Needs Advocacy Network
247.	Ohio Statewide Independent Living Council	289.	Special Olympics
248.	Ohio Valley Goodwill Industries	290.	Spina Bifida Association
249.	Oklahoma Association of Centers for Independent Living	291.	Statewide Independent Living Council
250.	Optimal Beginnings, LLC	292.	Student Disability Access Center, University of Virginia
251.	Orange Grove Center (OGC)	293.	Taconic Resources for Independence
252.	Osteogenesis Imperfecta Foundation	294.	TASH
253.	PA Mental Health Consumers' Association	295.	Team of Advocates for Special Kids (TASK)
254.	Paralyzed Veterans of America	296.	Teacher Education Division of the Council for Exceptional Children
255.	Parent to Parent of NYS	297.	Tekmiss
256.	Parent to Parent USA	298.	Tennessee Disability Coalition
257.	Peer Assistance Services, Inc.	299.	Tri-State Downs Syndrome Society
258.	Peppermint Ridge	300.	The Ability Center of Greater Toledo
259.	Perkins	301.	The Arc - Jefferson, Clear Creek & Gilpin Counties
260.	PhilanthropyNow	302.	The Arc Arapahoe & Douglas
261.	Pineda Foundation for Youth	303.	The Arc California
262.	Polio Survivors Association	304.	The Arc Cedar Valley
263.	Pratt Institute	305.	The Arc Michigan
264.	Psychological Services of Barlesville	306.	The Arc Noble County Foundation
265.	Purity Care Investments	307.	The Arc of Bristol County
266.	PXE International	308.	The Arc of Colorado
267.	Raising Special Kids	309.	The Arc of Dickinson
268.	REACH Resource Centers On Independent Living	310.	The Arc of Fort Bend County
269.	ReachScale	311.	The Arc of Greater Pittsburgh
270.	Recovery Empowerment Network	312.	The Arc of Illinois
271.	Rehabilitation International	313.	The Arc of Iowa
272.	RESNA	314.	The Arc of Massachusetts
273.	Rolling Start Inc.	315.	The Arc of Northern Virginia
274.	Rose F. Kennedy University Center for Excellence in Developmental Disabilities	316.	The Arc of Opportunity in North Central Massachusetts
275.	Sacred Creations	317.	The Arc of Tennessee
276.	Sandhills Post-Polio Health Group	318.	The Arc of the US
277.	Schizophrenia and Related Disorders Alliance of America	319.	The Arc of Virginia
278.	School Social Work Association of America	320.	The Arc of Toombs County
279.	Self Advocacy Council of Northern Illinois	321.	The Arc Western Wayne
280.	Self Advocates of Indiana	322.	The Bibb Cook Group LLC
281.	Sindh Disabled Development Society	323.	The California Institute for Mental Health

324. The Center for Financial Independence & Innovation
325. The Center for Rights of Parents with Disabilities
326. The Jewish Federations of North America
327. The Joseph P. Kennedy, Jr. Foundation
328. The National Council on Independent Living
329. The National Center of The Blind Illinois
330. The Starkloff Disability Institute
331. Three Rivers Center for Independent Living
332. TKPSYC After School Services, Inc.
333. Topeka Independent Living Resource Center
334. Touchpoint Group, LLC
335. Tourette Syndrome Association
336. Treatment Communities of America
337. Tri Count4y ILC
338. Tri-County Association of the Deaf, Inc.
339. Twin Ports Post Polio Network
340. United Cerebral Palsy
341. United Spinal Association
342. U.S. Business Leadership Network
343. U.S. Fund for UNICEF
344. U.S. International Council on Disabilities
345. Utah Assistive Technology Foundation
346. Vermont Center for Independent Living
347. Vermont Family Network
348. Virginia Association of the Blind
349. Voices of the Heart Inc
350. Volar Center for Independent Living
351. Wesleyan Students for Disability Rights
352. Whirlwind Wheelchair International
353. Women's Refugee Commission
354. WORK, Inc
355. World Institute on Disability
356. Wyoming Institute for Disabilities

From: [Louis Erteschik](#)
To: [HMS Testimony](#)
Subject: SCR 157/SR 115
Date: Wednesday, March 27, 2013 5:32:21 PM

We are in **support** of these measures scheduled to be heard on April 3, 2013 as joint measures with TIA and PSM.

We were fairly surprised that the US Senate did not ratify the treaty previously. We hope that time and education will make it easier for this to pass in Congress.

Mahalo

Louis Erteschik, Esq.
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HAWAII DISABILITY RIGHTS CENTER
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808 949-2922 ext 211



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To: The Hawai'i State Senate Committees on Human Services, Transportation and Industrial Affairs, and Public Safety, Intergovernmental and Military Affairs
Re: SCR 157 / SR 115

To: The Honorable Senators Chun-Oakland, English, Espero, and the members of their committees.

Aloha,

The Community Alliance for Mental Health along with United Self Help **strongly supports** SCR 157 / SR 115. We believe that it is time not only for the United States to adopt the United Nations in ratifying "the Convention on the Rights of Persons with Disabilities," it is time for the United States to lead the way.

Mahalo,
Scott Wall
Vice-President

From: mailinglist@capitol.hawaii.gov
To: [HMS Testimony](#)
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for SR115 on Apr 3, 2013 13:15PM*
Date: Wednesday, March 27, 2013 4:03:10 PM

SR115

Submitted on: 3/27/2013

Testimony for HMS/TIA/PSM on Apr 3, 2013 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
To: [HMS Testimony](#)
Cc: randy@kauaichamber.org
Subject: *Submitted testimony for SCR157 on Apr 3, 2013 13:15PM*
Date: Tuesday, April 02, 2013 10:51:48 AM

SCR157

Submitted on: 4/2/2013

Testimony for HMS/TIA/PSM on Apr 3, 2013 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Randall Francisco		Support	No

Comments:

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