

Honolulu, Hawaii

MAR 19 2014

RE: H.B. No. 2560
H.D. 2
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committees on Human Services and Agriculture, to which was referred H.B. No. 2560, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES,"

beg leave to report as follows:

The purpose and intent of this measure is to permit the continued operation of family child care homes in agriculturally designated districts if located in a farm dwelling constructed prior to July 1, 2014.

Your Committees received testimony in support of this measure from the County of Maui; County Council, County of Maui; Good Beginnings Alliance; People Attentive to Children; PHOCUSED; Robin's Child Care; and twenty-two individuals. Your Committees received testimony in opposition to this measure from Hawaii's Thousand Friends and sixteen individuals. Your Committees received comments on this measure from the Department of Agriculture and Office of Planning.

Your Committees find that family child care homes in agriculturally designated districts are often the only form of available and affordable child care in these districts. Licensed day care is scarce in rural areas around the State despite the State's efforts to promote farming and sustainability.

Your Committees heard testimony emphasizing that family child care homes are not large day care centers because family child



care homes have a legal limit of six children and must be operated in a single family dwelling. In addition, testimony on this measure indicates that many family child care homes already exist on agricultural land but current statute prevents the homes from becoming properly licensed. Your Committees find that Hawaii's children deserve to be cared for by licensed, quality child care providers. Your Committees further find that obtaining a special use permit to operate a family child care home on agricultural land is cost-prohibitive.

Your Committees also received testimony expressing concern about allowing non-agricultural activities on agricultural land and the possibility that allowing more non-agricultural uses will cause farmers to disinvest in their farm operations in anticipation of development. Your Committees find that these issues merit further consideration but also recognize the critical need for quality child care in rural areas of Hawaii to support Hawaii's farming families.

Your Committees have amended this measure by:

- (1) Removing language that limited the permitted use of farm dwellings on agriculturally designated districts for family child care homes to only those farm dwellings constructed prior to July 1, 2014;
- (2) Inserting language to amend the definition of "family child care home" to permit care of one to six unrelated children instead of only three to six unrelated children;
- (3) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Human Services and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2560, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2560, H.D. 2, S.D. 1, and be referred to the Committee on Public Safety, Intergovernmental and Military Affairs.



Respectfully submitted on
behalf of the members of the
Committees on Human Services
and Agriculture,

Clarence K Nishihara

CLARENCE K. NISHIHARA, Chair

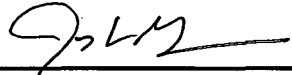
Suzanne Chun Oakland

SUZANNE CHUN OAKLAND, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

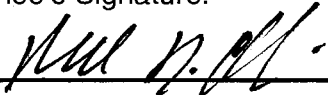
Record of Votes
Committee on Human Services
HMS

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|---|---|---------------------------------------|----------------------------------|---------|
| Bill / Resolution No.:* | Committee Referral: | Date: | | |
| HB 2560, HD2 | HMS/AGL, PSM | 3-11-14 | | |
| <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 |
| CHUN OAKLAND, Suzanne (C) | ✓ | | | |
| GREEN, M.D., Josh (VC) | ✓ | | | |
| KIDANI, Michelle N. | | | | ✓ |
| TANIGUCHI, Brian T. | | ✓ | | |
| SLOM, Sam | | | | ✓ |
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| TOTAL | 2 | 1 | 0 | 2 |
| Recommendation: | | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature: | | | | |
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| Distribution: | | | | |
| Original File with Committee Report | Yellow Clerk's Office | Pink Drafting Agency | Goldenrod Committee File Copy | |

*Only one measure per Record of Votes

The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Agriculture
AGL

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|--|--|-------------------------|-----|----------|
| Bill / Resolution No.:* HB 2560 HD2 | Committee Referral: HMS/AGL, PSM | Date: 3/11/14 | | |
| <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 |
| NISHIHARA, Clarence K. (C) | ✓ | | | |
| KOUCHI, Ronald D. (VC) | | ✓ | | |
| DELA CRUZ, Donovan M. | | ✓ | | |
| ENGLISH, J. Kalani | | ✓ | | |
| THIELEN, Laura H. | | ✓ | | |
| WAKAI, Glenn | | | | ✓ |
| SLOM, Sam | | | | ✓ |
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| TOTAL | 1 | 4 | | 2 |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature:  | | | | |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | |

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