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Honolulu, Hawaii

APR 25, 2013

RE: H.B. No. 398  
H.D. 1  
S.D. 2  
C.D. 1

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

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

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 398, H.D. 1, S.D. 2, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Require child care facilities, including family child care homes, group child care centers, and group child care homes; and infant and toddler child care centers that care for children less than one year of age to develop, maintain, and implement safe sleep policies, in accordance with rules adopted by the Department of Human Services; to prevent sudden unexpected infant deaths and sudden infant death syndrome; and



- (2) Establish a working group to review issues relating to the transition of oversight of home and community-based facilities from the Department of Human Services to the Department of Health, including the submittal of a report of the working group's findings and recommendations to the Legislature.

Your Committee on Conference has amended this measure by:

- (1) Deleting the Part I of the measure that required child facilities, centers, and homes, to develop, maintain, and implement safe sleep policy procedures;
- (2) Inserting the number of representatives to participate in the working group from community care foster family homes, adult residential care homes, adult day care centers, developmental disabilities domiciliary homes, adult foster homes, and licensed case management agencies;
- (3) Changing its effective date to July 1, 2013; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 398, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 398, H.D. 1, S.D. 2, C.D. 1.

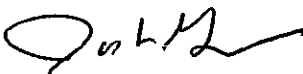
Respectfully submitted on behalf  
of the managers:


ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

  
SUZANNE CHUN OAKLAND, Chair

  
MELE CARROLL, Co-Chair

  
JOSH GREEN, Co-Chair

  
ANGUS L.K. MCKELVEY, Co-Chair



*Rosalyn H Baker*  
ROSALYN H. BAKER, Co-Chair



Hawaii State Legislature

CCR71

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>HB 398, HD 1, SD 2</b>	Date/Time: <b>4/24/13 4:20 p.m.</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

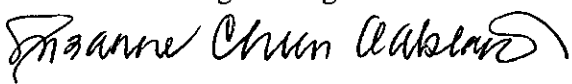
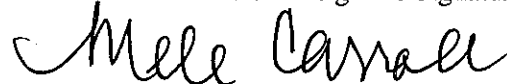
The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				CARROLL, Mele, Co-Chr.	✓			
GREEN, Josh, Co-Chr.				✓	MCKELVEY, Angus L.K., Co-Chr.	✓			
BAKER, Rosalyn H., Co-Chr.	✓				CABANILLA, Rida T.R.	✓			
KIDANI, Michelle N.	✓				CACHOLA, Romy M.	✓			
SLOM, Sam				✓	WOODSON, Justin H.	✓			
					MCDERMOTT, Bob				✓
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>1</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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**Distribution:**      **Original**      **Yellow**      **Pink**      **Goldenrod**  
 File with Conference Committee Report      House Clerk's Office      Senate Clerk's Office      Drafting Agency