

Honolulu, Hawaii

April 4, 2014

RE: S.B. No. 2853
S.D. 2
H.D. 2

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2853, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES
ADULT FOSTER HOMES,"

begs leave to report as follows:

The purpose of this measure is to clarify the conditions under which adult foster homes for individuals with developmental or intellectual disabilities may be certified by the Department of Health by:

- (1) Granting the Director of Health discretion to allow up to three adults with developmental or intellectual disabilities in an adult foster home;
- (2) Limiting the total number of foster children and adults with developmental or intellectual disabilities in a dually certified home to three instead of five, and exempting foster homes already certified under existing requirements; and
- (3) Limiting the authority of the Department of Human Services to dually certify existing certified adult foster homes as foster boarding homes for children.



The Department of Health, State Council on Developmental Disabilities, and Department of Human Services testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying language regarding waivers to permit up to three disabled adult residents in one adult foster home;
- (2) Adding a definition for "certified caregiver";
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2853, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2853, S.D. 2, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



KARL RHOADS, Chair



