Honolulu, Hawaii

RE: S.B. No. 2873

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred S.B. No. 2873 entitled:

"A BILL FOR AN ACT RELATING TO ORDERS FOR IMMEDIATE PROTECTION,"

begs leave to report as follows:

The purpose of this measure is to clarify the Department of Human Services' (Department) statutory duty to seek an order for immediate protection:

- (1) Where the Department believes that a vulnerable adult has incurred abuse or is in danger of abuse if immediate action is not taken; or
- (2) Where there is probable cause to believe that the vulnerable adult lacks the capacity to make such decisions.

Specifically, this measure specifies that the Department may exercise its discretion in determining whether the provision of an order for immediate protection is necessary.

The Department supported this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2873 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

SB2873 HSCR HUS HMS 2016-2783



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Respectfully submitted on behalf of the members of the Committee on Human Services,

DEE MORIKAWA, Chair



State of Hawaii House of Representatives The Twenty-eighth Legislature

Record of Votes of the Committee on Human Services

Bill/Resolution No.: 5B 2873	Committee Referral: HUS, JUD		Date: 3-17-16					
The committee is reconsidering its previous decision on the measure.								
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)								
HUS Members		Ayes	Ayes (WR)	Nays	Excused			
1. MORIKAWA, Dee (C)								
2. KOBAYASHI, Bertrand (VC)								
3. BELATTI, Della Au								
4 CDEACAN Distant D								
4. CREAGAN, Richard P.					•			
5. HASHEM, Mark J.								
6. JORDAN, Jo								
7 OSHIDO Marana B								
7. OSHIRO, Marcus R.		:						
8. FUKUMOTO CHANG, Beth		- · · · · · · -						
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TOTAL (8)		le			7			
The recommendation is: Adopted If joint referral, committee acronym(s) Adopted did not support recommendation.								
Vice Chair's or designee's signature:								
Distribution: Original (White) - Commi	ittee Du	plicate (Yellow) -	Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO					