

STAND. COM. REP. NO.

1078

Honolulu, Hawaii

MAR 24 2017

RE: H.B. No. 1099  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 1099, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO REPORTS OF CHILD ABUSE,"

begs leave to report as follows:

The purpose and intent of this measure is to bring the State into compliance with the federal Justice for Victims of Trafficking Act of 2015 (Public Law 114-22) and the federal Child Abuse Prevention and Treatment Act of 2010 (Public Law 111-320) by, among other things:

- (1) Amending the definition of "child abuse or neglect" to include sex trafficking;
- (2) Clarifying that child abuse and neglect reports that are expunged from the State's central registry may be retained by the Department of Human Services for future risk and safety assessment purposes; and
- (3) Deleting the child abuse investigation disposition of "unsubstantiated" and replacing it with "not confirmed".

Your Committee received testimony in support of this measure from the Department of Human Services, Honolulu Police Department, IMUAlliance, Family Programs Hawaii, and one individual. Your



Committee received testimony in opposition to this measure from the Hawaii Family Advocacy Team.

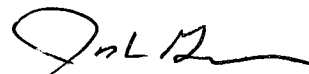
Your Committee finds that the reporting of child abuse by mandated reporters should be expanded to include reports on known or suspected child victims of sex trafficking to bring the State in compliance with the Justice for Victims of Trafficking Act of 2015 (Public Law 114-22). Furthermore, to comply with the Child Abuse Prevention and Treatment Act of 2010 (Public Law 111-320), it is necessary to ensure that reports of child abuse and neglect may be retained by the Department of Human Services for future risk and safety assessment purposes.

Your Committee has amended this measure by:

- (1) Inserting an effective date of May 29, 2017; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 H.B. No. 1099, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1099, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary and Labor.

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



---

JOSH GREEN, Chair



