STAND. COM. REP. NO.

806

Honolulu, Hawaii

March 2

2017

RE: H.B. No. 554

H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 554 entitled:

"A BILL FOR AN ACT RELATING TO ORDERS FOR TREATMENT OVER OBJECTION,"

begs leave to report as follows:

The purpose of this measure is to provide psychiatric treatment, pursuant to an administrative order, to a patient in a psychiatric facility despite the patient's refusal to be treated.

The Department of Public Safety, Department of Health, and The Queen's Health Systems testified in support of the measure. The Hawaii Disability Rights Center provided comments.

Your Committee has amended this measure by:

- (1) Establishing the criteria for medical treatment for a patient who refuses treatment;
- (2) Establishing the framework for the administrative process to obtain administrative authorization for medical treatment for a patient who refuses treatment;
- (3) Changing the effective date to July 1, 2050, to encourage further discussion; 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 H.B. No. 554, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 554, H.D. 1, and be placed on the calendar for Third Reading.

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

SCOTT Y. NISHIMOTO, Chair

State of Hawaii House of Representatives The Twenty-ninth Legislature



Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:		Date: 02/24/2017		
HB 554	Jud		02/24/2014		
☐ 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)					
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. NISHIMOTO, Scott Y. (C)					
2. SAN BUENAVENTURA, Joy A.	(VC)				
3. BELATTI, Della Au					
4. BROWER, Tom					
5. JOHANSON, Aaron Ling					
6. LEE, Chris					
7. MORIKAWA, Dee					
8. NAKASHIMA, Mark M.					
9. OSHIRO, Marcus R.					
10. McDERMOTT, Bob					
11. THIELEN, Cynthia					
TOTAL (11)	10				
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					