



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
TWENTY-NINTH LEGISLATURE, 2017**

---

**ON THE FOLLOWING MEASURE:**

S.B. NO. 21, S.D. 2, RELATING TO CHILD CARE.

**BEFORE THE:**

HOUSE COMMITTEE ON HUMAN SERVICES

**DATE:** Wednesday, March 22, 2017      **TIME:** 9:30 a.m.

**LOCATION:** State Capitol, Room 329

**TESTIFIER(S):** Douglas S. Chin, Attorney General, or  
James W. Walther, Deputy Attorney General

---

Chair Morikawa and Members of the Committee:

The Department of the Attorney General appreciates the intent of this bill, and notes the following for clarification.

This version of the bill for the first time, on page 1, lines 10 to 15, adds a new subsection (b) to section 346-156, Hawaii Revised Statutes (HRS), that would provide increased penalties for any violation of the child care licensing provisions in part VIII of chapter 346, HRS, and any rules adopted under that chapter. This latest version of the bill also adds a new subsection (c), on page 1, line 16, to page 2, line 5, that would authorize the Department of Human Services (DHS) to refer to the Attorney General or county prosecutor "any intentional, knowing, or reckless violation of part VIII of this chapter or of any health and safety rule adopted pursuant thereto, for prosecution of any applicable offense under part II or III of chapter 707, or section 709-903.5 or 709-904." The new subsection (c) is confusing and could lead to implementation and charging problems that may result in charges being dismissed.

This bill appears to make a violation of a civil regulatory requirement a criminal act if the violation was "intentional, knowing, or reckless" and if the act falls within one of the offenses listed in the new subsection (c) of the bill. The criminal statutory sections enumerated at page 2, lines 4-5, have to do with criminal homicide (part II of chapter 707, HRS), criminal assaults and related offenses (part III of chapter 707, HRS), endangering the welfare of a minor in the first degree (section 709-903.5, HRS), and

endangering the welfare of a minor in the second degree (section 709-904, HRS). Each of those criminal provisions has its own standard of proof already set out in the respective statutes. Placing the standard "intentional, knowing, or reckless" from the child care statute into a criminal statute that has a different standard may impede implementation and enforcement, and may result in a dismissal of charges for the offense.

Further, the new subsection (c) of section 346-156, HRS, may be unnecessary. A violation of one of the child care rules does not automatically result in criminal prosecution. In other words, violation of a health or safety rule would not be the subject of a criminal prosecution, even if a child were injured or killed as a result of the violation of the rule. The criminal conduct resulting in the injury or death of the child would already be the subject of the prosecution under criminal statutes. If there is a homicide, assault, or endangering of the welfare of a minor, law enforcement already would be involved regardless of whether there was a licensing violation of part VIII or any health and safety rule.

If the intent of the new subsection (c) is to authorize the DHS to refer a case in which a child is injured or dies in a child care facility, it still might be unnecessary. Currently, whenever a child is injured or dies in a child care facility, the DHS Child Care Licensing (CCL) program already coordinates with the police and the DHS Child Welfare Services (CWS) to investigate the incident. Each of the three agencies has a separate but inter-related role for investigation and enforcement: (1) DHS CCL investigates and enforces child care licensing-related issues; (2) DHS CWS investigates reports of child abuse and neglect; and (3) the police investigate criminal conduct.

The DHS CCL investigates and determines whether a child care provider is licensed or registered as required by section 346-161 or section 346-171, HRS, and, if the provider is licensed, whether the provider has violated a licensing provision. If the provider is not licensed and should be, the DHS Child Care Licensing worker refers the action to the Attorney General to pursue a fine against the provider. If the provider is licensed and has violated a term of the licensing requirements, the DHS Child Care Licensing worker can take action to suspend or revoke the license and impose a fine.

We would note that some providers are exempt from licensing requirements altogether (section 346-152, HRS), and there is no action that may be taken under part VIII of chapter 346 against that provider, even if a child is injured or dies in the provider's care.

The DHS CWS investigates abuse and neglect to children by care providers, under chapter 350, HRS. If a child is determined to have been abused or neglected, the perpetrator is entered into DHS's central registry for child abuse and neglect pursuant to section 350-2(d), HRS. The central registry may be accessed by authorized users to determine a person's suitability for licensing and employment. For example, a person applying to be a licensed child care provider is subject to a background check and may be denied a license if the person has been confirmed as the perpetrator of child abuse or neglect, pursuant to section 346-154, HRS.

The police investigate whether an injury or death occurred as the result of a criminal act or omission by the provider and, if the police find sufficient evidence, refer the case to the county prosecutor (and in some rare instances to the Attorney General) for prosecution of the crime. A violation of an administrative rule is not an element that is necessary for the police to charge a person with a crime for the death or injury of a child.

If the intent of the new subsection (c) is to make sure there is coordination between the agencies when there is an injury or death in a child care facility, the wording could be amended to make it clearer. As an example, section 350-1.1, HRS, requires that any person designated a mandatory reporter of child abuse or neglect "shall immediately report the known or suspected child abuse or neglect directly to the [DHS] or to the police department." Section 350-2, HRS, provides that the DHS "shall inform the appropriate police department of all reports received by the [DHS] regarding a case of child abuse or neglect, including reports received under section 350-1.1," as well as setting out other actions the DHS must take upon receiving a report of child abuse or neglect. Similar wording could be added to chapter 346 to clarify what actions should be taken upon reports of injury or death of a child in a child care facility. Depending on the intent behind the amendments in this bill, our office is available to assist in crafting the specific wording to add.

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET • HONOLULU, HAWAII 96813  
TELEPHONE: (808) 529-3111 • INTERNET: www.honolulu-pd.org



KIRK CALDWELL  
MAYOR

LOUIS M. KEALOHA  
CHIEF

CARY OKIMOTO  
JERRY INOUE  
DEPUTY CHIEFS

OUR REFERENCE  
WO-NTK

March 22, 2017

The Honorable Dee Morikawa, Chair  
and Members  
Committee on Human Services  
House of Representatives  
Hawaii State Capitol  
415 South Beretania Street, Room 329  
Honolulu, Hawaii 96813

Dear Chair Morikawa and Members:

SUBJECT: Senate Bill No. 21, S.D. 2, Relating to Child Care

I am Walter Ozeki, Captain of the Criminal Investigation Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports Senate Bill No. 21, S.D. 2, Relating to Child Care.

This bill appropriately increases the amount of fines associated with the violations of this chapter and establishes the offense of a misdemeanor for any person who intentionally, knowingly, or recklessly violates the chapter.

We believe this legislation will improve compliance among child care providers, provide better protection to the children, and deter violations of the chapter.

The HPD urges you to support Senate Bill No. 21, S.D. 2, Relating to Child Care.

Thank you for the opportunity to testify.

APPROVED:

Sincerely,

  
Cary Okimoto  
Acting Chief of Police

  
Walter Ozeki, Captain  
Criminal Investigation Division



March 20, 2017

To: Representative Dee Morikawa, Chair  
Representative Chris Todd, Vice Chair  
Committee on Human Services

From: Deborah Zysman, Executive Director  
Hawaii Children's Action Network

Re: **SB 21 SD 2 – Relating to Child Care**  
**Hawaii State Capitol, Room 329, March 22, 2017, 9:30 AM**

---

**On behalf of Hawaii Children's Action Network (HCAN), we are writing to SUPPORT the intent of SB 21 SD 2 – Relating to Child Care.**

HCAN supports the intention to provide safe, regulated child care. We also encourage legislators to help state departments provide programs that provide incentives for child care facilities to meet guidelines, not just penalties for violations. These might include programs such as providing smoke detectors, instead of just fining a facility for not having adequate smoke detectors.

**For these reasons, HCAN respectfully requests that the committee vote to pass this bill.**

HCAN is committed to building a unified voice advocating for Hawaii's children by improving their safety, health, and education. Last fall, HCAN convened input in person and online from more than 50 organizations and individuals that came forward to support or express interest for a number of issues affecting children and families in our state that resulted in the compilation of 2017 Hawai'i Children's Policy Agenda, which can be accessed at <http://www.hawaii-can.org/2017policyagenda>.

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [leahlaramee@gmail.com](mailto:leahlaramee@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 8:52:45 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leah Laramee	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [kristac013@hotmail.com](mailto:kristac013@hotmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 8:17:13 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Krista Anderson	Individual	Support	No

Comments: As a soon-to-be mom of twins and resident of Kamuela on Hawaii's Big Island, I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [wili\\_wili@yahoo.com](mailto:wili_wili@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 9:02:54 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
William Haines	Individual	Support	No

Comments: I am a resident of Hawaii living in Honolulu. I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others. William Haines

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [agenz@hawaii.edu](mailto:agenz@hawaii.edu)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 9:39:36 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
ayesha genz	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [yikker@live.com](mailto:yikker@live.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 9:31:21 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Yvonne Rodgers	Individual	Comments Only	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

To: [HUS testimony](#)  
Cc: [kellykozar@hotmail.com](mailto:kellykozar@hotmail.com)  
Subject: Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
Date: Monday, March 20, 2017 7:43:05 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Kelly Kozar	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [muirwdm@gmail.com](mailto:muirwdm@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 6:35:34 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
william muir	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [ben@bikesharehawaii.org](mailto:ben@bikesharehawaii.org)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 10:01:43 PM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Ben Trevino	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [janis34@gmail.com](mailto:janis34@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 9:45:30 PM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Andrea Jani	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [nelsoncraige@netscape.net](mailto:nelsoncraige@netscape.net)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 9:08:21 PM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Craig Nelson	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [iris\\_iris03@yahoo.com](mailto:iris_iris03@yahoo.com)  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*  
**Date:** Sunday, March 19, 2017 6:54:05 PM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
emily king	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [Aislinnstone@yahoo.com](mailto:Aislinnstone@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 11:02:33 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Michelle Connolly	Individual	Comments Only	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [afsheenahmad@yahoo.com](mailto:afsheenahmad@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 11:02:15 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
afsheen siddiqi	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [adamdorr@ucla.edu](mailto:adamdorr@ucla.edu)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 7:13:44 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Adam Dorr	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [kcarpenterhawaii@aol.com](mailto:kcarpenterhawaii@aol.com)  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*  
**Date:** Sunday, March 19, 2017 7:09:11 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Karen Carpenter	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [Katie.flanagan77@gmail.com](mailto:Katie.flanagan77@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 6:19:29 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Katie Flanagan	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [zombies@hawaii.rr.com](mailto:zombies@hawaii.rr.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 5:02:21 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jim Hayden	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [Kmfujita4@gmail.com](mailto:Kmfujita4@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Sunday, March 19, 2017 4:45:22 AM

---

**SB21**

Submitted on: 3/19/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kimberly Fujita	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [kteranis@gmail.com](mailto:kteranis@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Saturday, March 18, 2017 11:55:44 PM

---

**SB21**

Submitted on: 3/18/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kristen Teranishi	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [joshuapatwood@gmail.com](mailto:joshuapatwood@gmail.com)  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*  
**Date:** Friday, March 17, 2017 3:42:36 PM

---

**SB21**

Submitted on: 3/17/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Josh Atwood	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [delafiel@hawaii.edu](mailto:delafiel@hawaii.edu)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 9:51:47 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Rebecca Delafiel	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [skozar@hotmail.com](mailto:skozar@hotmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 10:46:40 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Shannon Cianciola	Individual	Comments Only	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [mswking1944@yahoo.com](mailto:mswking1944@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 11:06:07 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Marilyn King	Individual	Support	No

Comments: I strongly support this measure.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [wumipeg@yahoo.com](mailto:wumipeg@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 11:43:13 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Wendy Umipeg-Wurtz	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [troywurtz@yahoo.com](mailto:troywurtz@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 11:49:05 AM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Troy Wurtz	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [rosemarymm2003@yahoo.com](mailto:rosemarymm2003@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 2:06:57 PM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Rosemary Malvey	Individual	Comments Only	No

Comments: As a parent and a grandparent I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our children in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [carlm@hawaii.edu](mailto:carlm@hawaii.edu)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Monday, March 20, 2017 4:14:45 PM

---

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Carl Meyer	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 8:08 AM  
**To:** HUS testimony  
**Cc:** melkdean@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Melissa Dean	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:43 AM  
**To:** HUS testimony  
**Cc:** bugman@climbaloha.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Michael Richardson	Individual	Support	No

Comments: To: Hawaii State Senators From: Michael Richardson / 2241 Noah St. Honolulu Date: March 21, 2017 My name is Michael Richardson, a resident of Hawaii, parent of 4 young children, and active voter. I am writing in support of SB21. I strongly support the proposed requirement which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others. Sincerely, Michael Richardson, Hawaii Resident and Active Voter

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:39 AM  
**To:** HUSstestimony  
**Cc:** varanusmoss@msn.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jesse Eiben	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:35 AM  
**To:** HUS testimony  
**Cc:** hcoreycherry@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
corey cherry	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:33 AM  
**To:** HUSstestimony  
**Cc:** manninga001@hawaii.rr.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Steve Montgomery & Anita Manning	Individual	Support	No

Comments: We strongly support SB21, to increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. We must work to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:19 AM  
**To:** HUS testimony  
**Cc:** sjoe@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Stephanie M. Joe	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 7:00 AM  
**To:** HUSstestimony  
**Cc:** ntakayesu@gmail.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Noelani Takayesu	Individual	Support	No

Comments: My name is Noelani Takayesu and I am a mother to a young daughter and I am expecting another daughter in April of this year. While preparing to send my daughter to a group childcare home in 2015, I encountered a Department of Human Services licensed childcare provider who routinely engaged deceptive, unsafe and unsanitary practices within her home while caring for children. This provider was found to have up to 17 children in her care at any given time. Upon further investigating this provider and engaging in a lengthy and unfruitful bankruptcy proceeding, I was shocked and utterly dismayed that there was no recourse affected parents could pursue. This provider has never had to answer for the death of 4 month old Wiley King while he was in her care. In addition, This childcare provider went on to defraud 28 families of over \$43,000. My husband and I were significantly affected by the gross negligence of this provider and the lack of oversight of Department of Human Services. SB21 is a necessary step that must be taken to ensure that individuals who prey on parents of young children do not go unpunished when they put our children in harm's way. There is an expectation that when the Department of Human Services awards a license to childcare facilities that the provider(s) will follow the laws of the State of Hawaii that are in place for many reasons. Failure to do so should be met with increased monetary penalties and when applicable criminal penalties. Childcare providers can and should be held to a high standard when they are entrusted with the care and safety of our most vulnerable population, the keiki of Hawaii. I thank you for your time and thoughtful consideration of SB21.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 6:41 AM  
**To:** HUS testimony  
**Cc:** mrimando@aol.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Marlon	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 6:39 AM  
**To:** HUSstestimony  
**Cc:** banillavean@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jenny Prior	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 6:12 AM  
**To:** HUS testimony  
**Cc:** jane.fujita@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Jane Fujita	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 5:54 AM  
**To:** HUS testimony  
**Cc:** lrcarlos.agonias@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Leslirose Agonias	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 5:46 AM  
**To:** HUSstestimony  
**Cc:** indigo\_oman@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Stephanie Benson	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 2:32 AM  
**To:** HUS testimony  
**Cc:** derrickapilado@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Derrick Apilado	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death of children. This law is necessary to protect the lives and well-being of our keiki in the care of others. I believe this will keep care providers in being diligent with maintaining a safe environment.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 12:59 AM  
**To:** HUSstestimony  
**Cc:** marthac@gmail.com  
**Subject:** Submitted testimony for SB511 on Mar 22, 2017 09:30AM

**SB511**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Martha Cheng	Individual	Support	No

Comments: I support the proposed requirement for the Dept. of Human Services to post all records relating to state licensed child care facility deficiencies, complaints of violations, corrective actions taken relating to permit issuance/suspension/revocation, results of investigations and resolution of complaints on a public website. And I support that these same data be included in an annual report to the legislature, to ensure that both legislators and the public have the opportunity to critically review and evaluate DHS oversight of child care facilities on an annual basis. I also support the formation of an oversight committee to weigh in on issues relating to day care policy, oversight, and compliance.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 12:54 AM  
**To:** HUSstestimony  
**Cc:** rubinoff@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Daniel Rubinoff	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 11:55 PM  
**To:** HUS testimony  
**Cc:** nicole.s.wilson@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Nicole Atwood	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



Testimony in support of SB21- Leyla Kaufman

I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 10:59 PM  
**To:** HUS testimony  
**Cc:** wmeguro@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Wendy Meguro	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 9:46 PM  
**To:** HUSstestimony  
**Cc:** c\_umipeg@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Christine Umipeg-Apilado	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others. I believe this will keep care providers in being diligent with maintaining a safe environment.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 9:26 PM  
**To:** HUS testimony  
**Cc:** jpvmapa@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
John Vetter	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 9:22 PM  
**To:** HUS testimony  
**Cc:** royerm@hawaii.edu  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Mark Royer	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 9:15 PM  
**To:** HUSstestimony  
**Cc:** sischo@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
David Sischo	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

## **todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 8:48 PM  
**To:** HUS testimony  
**Cc:** soysprout@yahoo.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

### **SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Cynthia King	Individual	Support	Yes

Comments: My name is Cynthia King and I am an individual citizen providing testimony in support of SB21. I support the increase of civil penalties for day care providers who violate state laws pertaining to the safety. And I believe it is a necessity to establish misdemeanor and/or felony charges for those who recklessly violate state laws pertaining to child safety in state licensed day care. My son Wiley Muir, was not quite four months old when he passed away under the care of a State licensed day care provider, Therese Manu-Lee in February 2014. Manu-Lee provided conflicting stories about the circumstances surrounding his death. We now know that she was caring more than the legal number of children at the time of Wiley's death. We also now know that she had two adult men living in the house who were not approved by DHS to be present with the children. They were her sons, but they had not undergone the standard background checks and approvals. Given that her mother ran a state licensed day care prior to her taking it over, she was well aware of the requirements to disclose their presence. Other parents noted that she would at times leave her house to run errands, leaving the children with an assistant and/or her sons. Following Wiley's death, Manu-Lee's State license was suspended while DHS supposedly conducted an investigation regarding the circumstances of this death. Despite the license suspension, Manu-Lee opened up a day care at another location and continued watching children. Over this same period, Manu-Lee took deposits from parents, and did not disclose that her license was suspended. She did not provide child care services to those parents, and many never received their money back. Despite complaints about this behavior being reported to DHS, her license was reinstated once the investigation regarding Wiley's death was closed. In July of 2015, Manu-Lee was shut down once again. Based on a tip, DHS completed a surprise inspection of her home, and she was caught with 14 children in her care, 8 of which were infants. According to her records, a total of 18 children were receiving care, though they were not all present at the time of the inspection. Her license was again suspended, this time on the grounds of physical neglect of children, and I understand that I was supposed to be revoked. All of this information was verified to me by a DHS case worker. But the reason my husband and I learned all of this, is not because DHS informed us. We were never called and told that the woman under whose care my baby passed away, was found to be warehousing children. The reason I found out, is that I saw her in a new job. I saw her caring for an elderly person. The State Attorney General's office has since verified to me that Therese Manu-Lee was indeed employed by Wilson Home Care. This is a trusted assisted living home health care service for the elderly on Oahu. A company that runs criminal and abuse background checks. But, after my baby died under suspicious circumstances in her care, after she committing fraud innumerable times (and eventually filed for bankruptcy), and after she was caught neglecting four times the legal number of infants, Therese Manu-Lee still has nothing to show for it on her record. I

am asking you to change this incredibly broken system, and instill real accountability. Our high quality day care providers will not fear this bill. DHS makes the argument that they do not want to reduce the availability of day care providers, and fear that this legislation may result in that. I would argue that providers who may be discouraged by this legislation for caring for children under a state license, are not the type of people we should have caring for our keiki. Our high quality care providers will welcome this bill, because they love children and care about the safety of children above all else. I am not asserting that all day care providers in Hawaii are like Therese Man-Lee. But if there are any people out there who make choices that put our children at risk, whether intentionally or out of sheer ignorance, they absolutely deserve to incur penalties, and be charged with class C felony.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)



**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 7:35 PM  
**To:** HUS testimony  
**Cc:** alaulapua@hotmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Dawn Hegger-Nordblom	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 20, 2017 6:31 PM  
**To:** HUSstestimony  
**Cc:** pauldk@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/20/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Paul Krushelnycky	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 8:40 AM  
**To:** HUSstestimony  
**Cc:** melanier@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Melanie Hutchinson	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 8:47 AM  
**To:** HUS testimony  
**Cc:** g.nmi.fu@gmail.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
george fujita	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 9:00 AM  
**To:** HUSstestimony  
**Cc:** mcalla@gmail.com  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Marisa Callaghan	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 9:02 AM  
**To:** HUS testimony  
**Cc:** lapp@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Eko Lapp	Individual	Comments Only	No

Comments: Aloha, my name is Eko Lapp and I'm a mother of 3. I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

## todd2 - Chloe

---

**From:** Christina Leopold <christinarleopold@gmail.com>  
**Sent:** Tuesday, March 21, 2017 9:03 AM  
**To:** HUS testimony  
**Subject:** Re: Support

Good morning, I cannot access the [capitol.gov](http://capitol.gov) website this morning, and am submitting my support via email. My name is Christina Leopold, and I am a Puna resident and active voter. I am writing in support of SB 21 SB521, and SB 522.

Please accept my testimony when considering this bill. I would be happy to share a personal story involving my child, and why these bills are so important to protecting keiki across the state if that would further persuade you. Feel free to contact me.

Mahalo, Christina Leopold

### SB21

I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

### SB511

I support the proposed requirement for the Dept. of Human Services to post all records relating to state licensed child care facility deficiencies, complaints of violations, corrective actions taken relating to permit issuance/suspension/revocation, results of investigations and resolution of complaints on a public website. And I support that these same data be included in an annual report to the legislature, to ensure that both legislators and the public have the opportunity critically review and evaluate DHS oversight of child care facilities on an annual basis. I also support the formation of an oversight committee to weigh in on issues relating to day care policy, oversight, and compliance.

### SB522

I support SB522 with the proposed requirement for all child care facilities to place infants to sleep on their backs, draft and adhere to safe sleep policy which meets national safety standards, and promptly report the death of any child.

On Thu, Mar 16, 2017 at 8:20 AM, Christina Leopold <[christinarleopold@gmail.com](mailto:christinarleopold@gmail.com)> wrote:

Good morning, I cannot access the [capitol.gov](http://capitol.gov) website, and am submitting my support via email. My name is Christina Leopold, and I am a Puna resident and active voter. I am writing in support of SB 185, and SB 748.

Please accept my testimony when considering this bill. I would be happy to share a personal story involving my child, and why these bills are so important to protecting keiki.

Mahalo, Christina Leopold

**SB185** - I strongly support the proposed requirement that all providers must obtain and maintain liability insurance as a condition of licensure, temporary permission, or registration to operate a child care facility.

**SB748** - I strongly support this measure which would require the Dept. of Human Services to post records of complaints and results of investigations relating to child care providers, as well as prepare a report to the legislature with this same detailed information each year. Parents must have the

ability to critically evaluate those who are caring for their children, and lawmakers must be provided with accurate information about how care is being provided, and how oversight and enforcement are functioning.



**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [kamal.kapadia@gmail.com](mailto:kamal.kapadia@gmail.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Tuesday, March 21, 2017 9:57:22 AM

---

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kamal Kapadia	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others. I write as a mother of a 6-year old child--when my son was younger, I always worried about whether my child was safe in his childcare facility. But also, I speak as a mother of another child who died suddenly, though not due to childcare negligence. I understand the terrible anguish of loss, and I urge you to make child care in this state safer so that no parent should ever have to experience the extreme pain and grief that can result from negligence and malfeasance.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [clarice.forsyth@gmail.com](mailto:clarice.forsyth@gmail.com)  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*  
**Date:** Tuesday, March 21, 2017 10:20:53 AM

---

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Clarice	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**From:** [mailinglist@capitol.hawaii.gov](mailto:mailinglist@capitol.hawaii.gov)  
**To:** [HUS testimony](#)  
**Cc:** [melissaanne808@yahoo.com](mailto:melissaanne808@yahoo.com)  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM  
**Date:** Tuesday, March 21, 2017 11:17:24 AM

---

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Melissa Jones	Individual	Support	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

**todd2 - Chloe**

---

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 11:38 AM  
**To:** HUS testimony  
**Cc:** jmuir@hawaii.edu  
**Subject:** Submitted testimony for SB21 on Mar 22, 2017 09:30AM

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
jeff muir	Individual	Comments Only	No

Comments: I am writing in strong support of SB21, which would increase civil penalties and establish felony charges for State licensed day care providers who violate day care laws and endanger, injure or cause the death children. This law is necessary to protect the lives and well-being of our keiki in the care of others.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

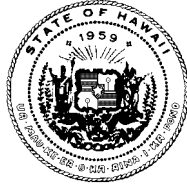
Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)

A safe sleeping environment saves infants' lives. When the American Academy of Pediatrics started making safe sleep recommendations, SIDS rates declined. All babies should have a safe sleeping environment (put to sleep on their back, on a firm sleeping surface, without soft bedding), so that they have the best chance of surviving their first year.

I am the mother of two children. My husband and I both work full-time, so our children were in daycare when they were little. We were lucky that our daycare insisted on a safe sleeping environment for babies. **ALL families should have access to childcare that provides a safe sleeping environment for their babies.** We are entrusting our most precious, vulnerable members of our community with licensed caregivers -- and providing a safe sleeping environment should be an absolute requirement to be licensed to care for an infant. SB21, SB511, and SB522 will help make sure that licensed caregivers understand and follow these basic and crucially important principles of safe childcare, that caregivers that fail to provide this basic necessity will be held accountable, and that parents can make informed choices for their children. SB21, SB511, and SB522 will help save babies' lives.

My dear friend's son died when he was four months old. He was in the care of a childcare provider licensed by the state of Hawaii -- a childcare provider who promised (but did not provide) a safe sleeping environment for him. That provider lied when she said she would provide a safe sleeping environment for this sweet baby, and she lied about the circumstances of his death in her care. She then continued to take on childcare responsibilities for other babies and children. If SB21, SB511, and SB522 had been in effect, she and her staff would have had information about the importance of providing a safe sleeping environment, she would have had to certify that she would provide one, there would have been penalties for her failure to do so, and other parents would have known about this terrible event when they were making a childcare decision for their own babies. It is the most terrible, incomprehensible tragedy that this wonderful child is not with us today. Please, Hawaii legislators, do not allow this to happen to another baby. Please make sure that every licensed caregiver in the state has to provide a safe sleeping environment for infants.

DAVID Y. IGE  
GOVERNOR



PANKAJ BHANOT  
DIRECTOR

BRIDGET HOLTHUS  
DEPUTY DIRECTOR

STATE OF HAWAII  
DEPARTMENT OF HUMAN SERVICES  
P. O. Box 339  
Honolulu, Hawaii 96809-0339

**LATE**

March 22, 2017

TO: The Honorable Representative Dee Morikawa, Chair  
House Committee on Human Services

FROM: Pankaj Bhanot, Director

SUBJECT: **SB 21 SD2 – RELATING TO CHILD CARE**

Hearing: Wednesday, March 22, 2017, 9:30 a.m.  
Conference Room 329, State Capitol

**DEPARTMENT'S POSITION:** The Department of Human Services (DHS) acknowledges the efforts of the Legislature and community advocates to ensure the health and safety of children in care and offers comments and concerns. DHS respectfully defers to the Department of the Attorney General and the respective County Prosecutors' Offices regarding law enforcement and prosecution. Existing criminal laws and applicable civil torts already exist to address actions or omissions that would lead to prosecution or relief through civil damages. Adding higher fines and criminal penalties, which may satisfy a need for deterrents, does not necessarily improve the quality or increase availability of safe and healthy regulated child care in the state.

**PURPOSE:** The purpose of the bill is to increase the monetary penalties and establishes criminal penalties for violating the laws related to child care facilities. The Senate Committee on Judiciary and Labor amended the measure by:

- (1) Reinstating the monetary penalties for any violation of Chapter 346, Hawaii Revised Statutes, or any rule adopted pursuant thereto;
- (2) Specifying that the increased monetary penalties apply to any violation of Part VIII of Chapter 346, HRS, relating to child care facilities, or any rule adopted pursuant thereto;

- (3) Replacing the criminal penalty for violating child care facility laws with language that authorizes DHS to refer to the Attorney General or respective County Prosecutor any intentional, knowing, or reckless violation of the laws and health and safety rules relating to child care facilities or certain criminal offenses; and
- (4) Inserting an effective date of January 7, 2059.

The primary focus of DHS child care licensing program is on the health and safety of all children in care. Having enough safeguards in place to ensure children's health and safety in different child care settings, while maintaining a sufficient statewide inventory of quality affordable child care is a difficult balance. Access to affordable, quality child care supports parents' and caregivers' ability to work, and quality child care experiences support a child's social emotional development to be successful in school and beyond.

The state does not have institutional child care; Hawaii's regulated child care is provided by private businesses, large and small. Hawaii's families also use unregulated child care, friends, family or neighbors caring for children, as the regulated market does not have the capacity to meet the needs of all young children needing child care.

Under current DHS administrative rules, the following violations may be punishable by a fine and may also be subject to the denial, suspension, or revocation of a license or registration:

- a) Operation of a child care facility without a license or registration;
- b) Caring for more children than allowed by the facility's license or registration;
- c) Violation of the staff-child ratios;
- d) Improperly certifying staff credentials;
- e) Failure to comply with timely request for criminal history records check;
- f) Allowing conditions to exist which constitute an imminent danger to the health, welfare, or safety of the children in care; or
- g) Injuries to children due to staff/caregiver's negligence.

Under the proposed bill, DHS requests clarification whether the Legislature intends that *any* violation of Part VIII of Chapter 346 be subject to the increased penalties of \$5,000 for the first violation and \$10,000 for the second and each succeeding violation. As the bill is currently drafted, a violation of an administrative record keeping rule would fall under the enhanced penalty. Also, as

is indicated, applicable criminal offenses already exist to address the legislature's concerns regarding incidents that may include injuries or fatalities.

Further, while the DHS Child Care Licensing currently investigates complaints and provides administrative oversight of the state's child care providers, Child Care Licensing does not make referrals to prosecutors as Child Care Licensing does not conduct criminal investigations. DHS requests clarification of the definitions of "intentionally", "knowingly" and "recklessly" violating Part VIII of Chapter 346. DHS notes the measure does not address negligence.

If the measure is passed as drafted, with the additional kind of investigation that will be required, DHS Child Care Programs Office will need to additional administrative rules, additional staff, as well as acquire additional subject matter training and program development related to the elements of *mens rea* associated with the potential criminal penalties. Further clarification is required, in terms of how on a practical level, child care licensing staff will also be required to provide some kind of *Miranda* warning to applicants and providers at all points of interaction.

DHS is concerned that imposing increased fines for any violation and criminal penalties, will impact those who are currently or who are willing to be child care providers, decreasing capacity of licensed and registered child care for Hawaii's families and children. In fiscal year (FY) 2011, there were 656 registered family child care homes. In FY 2016, there were 482 registered family child care homes, a decrease of more than 25%. This is a national trend as well.

Thank you for the opportunity to provide comments on this bill.



DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

**LATE**

ALII PLACE  
1060 RICHARDS STREET • HONOLULU, HAWAII 96813  
PHONE: (808) 547-7400 • FAX: (808) 547-7515

KEITH M. KANESHIRO  
PROSECUTING ATTORNEY

CHRISTOPHER D.W. YOUNG  
FIRST DEPUTY PROSECUTING ATTORNEY



**THE HONORABLE DEE MORIKAWA, CHAIR  
HOUSE COMMITTEE ON HUMAN SERVICES  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawai'i**

March 22, 2017

**RE: S.B. 21, S.D. 2; RELATING TO CHILD CARE.**

Chair Morikawa, Vice-Chair Todd and members of the House Committee on Human Services, the Department of the Prosecuting Attorney of the City and County of Honolulu (“Department”) submits the following testimony, expressing concerns about S.B. 21, S.D. 2.

The purpose of S.B. 21, S.D. 2, is to increase administrative fines for law violations relating to child care facilities, and authorize the department of human services to refer suspected criminal violations to the attorney general or respective county prosecutors.

While the Department is dedicated to the effective, efficient and just prosecution of all criminal offenses committed in relation to child care facilities—as in relation to any other industry or sector of the community—we are concerned about this bill’s proposal for the Department of Human Services (“DHS”) to begin referring cases directly to our Department for prosecution. To our knowledge, we have never received any cases directly from DHS, and it does not appear that they have a law enforcement division equipped to properly conduct or testify on criminal investigations. Under existing laws and procedures, our Department has received cases from the Honolulu Police Department (“HPD”), which involved various criminal offenses at child care facilities, and we will continue to work diligently with HPD and others to prosecute those cases in the interest of public safety and welfare.

For all of the foregoing reasons, **we respectfully ask that the reference to county prosecutors, on page 1, line 17, and page 2, line 1, be removed.** Thank you for the opportunity to testify on this matter.

**todd2 - Chloe**

**LATE**

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 21, 2017 6:43 PM  
**To:** HUS testimony  
**Cc:** benforsyth1979@yahoo.com  
**Subject:** \*Submitted testimony for SB21 on Mar 22, 2017 09:30AM\*

**SB21**

Submitted on: 3/21/2017

Testimony for HUS on Mar 22, 2017 09:30AM in Conference Room 329

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Benjamin Forsyth	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email [webmaster@capitol.hawaii.gov](mailto:webmaster@capitol.hawaii.gov)