

STAND. COM. REP. NO.

2604

Honolulu, Hawaii

MAR 01 2018

RE: S.B. No. 2875
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 2875, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHILD CARE PROVIDERS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Repeal language that requires the Department of Human Services to determine the amount of liability insurance coverage required to be obtained and maintained by child care providers;
- (2) Repeal language that requires child care providers to disclose a summary of information for liability insurance coverage, including the insurer's name and contact information, coverage amounts, and effective dates; and
- (3) Amend Act 161, Session Laws of Hawaii 2017 (Act 161), by extending the deadline for the Department of Human Services to submit a report to the Legislature, amending the information to be included in the report, and extending the implementation and enforcement deadline for the liability insurance requirements until July 1, 2019.



Your Committee received testimony in support of this measure from the Department of Human Services.

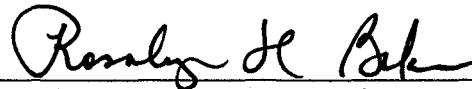
Your Committee finds that the intent of Act 161 was to strengthen minimum standards on child care and improve the health and safety of children by requiring child care providers subject to regulation by the Department of Human Services (Department) to obtain and maintain liability insurance coverage. Your Committee further finds that some child care providers have indicated to the Department that they were considering no longer registering with the Department or providing child care, as a result of Act 161's insurance requirements. The Department noted in testimony that there was a twelve percent decrease in the number of homes that were regulated by the Department between December 2016 and December 2017. The Department also noted that information from other states that require liability insurance coverage indicated most states only require child care providers to produce evidence of insurance, rather than establishing minimum coverage requirements within child care regulatory requirements.

Your Committee additionally finds that this measure therefore removes the requirement that the Department determine the amount of liability insurance coverage required for child care providers, as the Department is not the appropriate entity to determine the amount of such coverage, and removes the requirement for child care providers to disclose a summary of information for liability insurance coverage. This measure also provides the Department with additional time to submit a report to the Legislature regarding certain implementation and enforcement requirements under Act 161.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2875, S.D. 1, and recommends that it pass Third Reading.



Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,

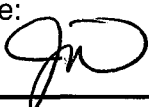


ROSALYN H. BAKER, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2875, SD1	HMS, CPH	2/26/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312	<input type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	/			
TOKUDA, Jill N. (VC)	/			
CHANG, Stanley	/			
ESPERO, Will	/			
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.	/			
RUDERMAN, Russell E.				/
TOTAL	6			1
Recommendation:				
<input checked="" type="checkbox"/> Adopted		<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes