Honolulu, Hawaii

APR 0 5 2019
RE: H.B. No. 1013
       H.D. 2
       S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

    Your Committee on Judiciary, to which was referred H.B.
No. 1013, H.D. 2, S.D. 1, entitled:

    "A BILL FOR AN ACT RELATING TO INVOLUNTARY HOSPITALIZATION,"

begs leave to report as follows:

    The purpose and intent of this measure is to establish an
involuntary hospitalization task force to examine existing law and
make recommendations to the Legislature to reduce unnecessary
emergency department admissions and improve access for involuntary
hospitalized (MH-1) patients to the most appropriate level of
care.

    Your Committee received testimony in support of this measure
from the Department of Health, Hawaii Substance Abuse Coalition,
Hawai'i Pacific Health, Healthcare Association of Hawaii, The
Queen's Health Systems, and O'ahu County Democrats Legislative
Priorities Committee. Your Committee received comments on this
measure from Kaiser Permanente Hawai'i.

    Your Committee finds that the overlapping issues of mental
illness, substance abuse, and homelessness present complex
problems for the State. Your Committee further finds that
incremental improvements to the framework of mental health
treatment may provide some relief by addressing ambiguities and
inconsistencies in existing law. This measure establishes a task

2019-2907 SSCR SMA-3.doc

force to examine existing laws and practices and make recommendations to the Legislature to reduce unnecessary emergency department admissions and improve standardized access for MH-1 patients.

Your Committee has amended this measure by:

(1) Adding one representative from the Behavioral Health Programs of the University of Hawaii system to the task force;

(2) Subjecting the task force to the requirements of chapter 92, Hawaii Revised Statutes, including the permitted interactions provisions;

(3) Integrating the task force with the coordinated policy framework utilized by the Hawaii Opioid Initiative, including the expanded use of the policy by the Department of Health in the implementation of statewide mental health systems of care;

(4) Authorizing the Department of Health to continue the work of the task force after the dissolution of the task force if the Department deems necessary;

(5) Clarifying that the chief executive officers of designated facilities, a patient or mental health advocate, a representative from a social service agency, and a representative from a mental health emergency worker provider agency shall be invited as additional participants of the task force instead of as members; and

(6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1013, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1013, H.D. 2, S.D. 2.

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

_____
KARL RHOADS, Chair

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:
HB1013,HD2,SD1	CPH,JDC	3/28/19

☐ The Committee is reconsidering its previous decision on this measure.

If so, then the previous decision was to:_____

The Recommendation is:

☐ Pass, unamended 2312   ☑ Pass, with amendments 2311   ☐ Hold 2310   ☐ Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)				✓
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
TOTAL	3	—	—	2

Recommendation: ☑ Adopted   ☐ Not Adopted

Chair's or Designee's Signature:

*Only <u>one</u> measure per Record of Votes