

STAND. COM. REP. NO.

1692

Honolulu, Hawaii

, 2019

MAR 22

RE: S.B. No. 567
S.D. 2
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 567, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATED TO MENTAL HEALTH TREATMENT,"

begs leave to report as follows:

The purpose of this measure is to require:

- (1) An individual to be examined prior to being discharged from an involuntary commitment or voluntary admission to a psychiatric facility, or after transport for an emergency examination, to determine whether an assisted community plan is indicated;
- (2) The Department of the Attorney General (AG) to assist with the petition for assisted community treatment and related court proceeding; and
- (3) The Department of Health to convene a Mental Health Emergencies Task Force.

The Office of the Public Defender, Oahu Region of the Hawaii Health Systems Corporation, Councilmember representing District 9 of the City and County of Honolulu, a member of Neighborhood Board No. 15 of the City and County of Honolulu, Hawaii Kai Homeless

SB567 HD2 HSCR JUD HMS 2019-3454



Task Force, Partners in Care, The Institute for Human Services, Inc., Catholic Charities Hawai'i, Treatment Advocacy Center, Americans for Democratic Action, and two individuals testified in support of this measure. The Department of Health testified in opposition to this measure. The Governor's Coordinator on Homelessness, AG, and Hawaii Disability Rights Center provided comments.

Your Committee has amended this measure by:

- (1) Moving the language that requires an individual to be examined prior to being discharged and requires the AG to assist with the petition and related court proceeding for assisted community treatment into a more appropriate statutory section;
- (2) Requiring that the representative from the Hawaii Health Systems Corporation (HHSC) on the Mental Health Emergencies Task Force be determined by the Chief Executive Officer of the HHSC;
- (3) Appropriating funds to the AG to assist with petitions for assisted community treatment and related court proceedings; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 567, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 567, S.D. 2, H.D. 2.



1692

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



CHRIS LEE, Chair



