

STAND. COM. REP. NO.

1644

Honolulu, Hawaii

APR 03 2025

RE: H.B. No. 320
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B.
No. 320, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SUPPORTED DECISION-MAKING
AGREEMENTS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Allow qualified adults, including adults with a disability, mentally ill adults, and adults sixty-five years of age or older, to enter into supported decision-making agreements with one or more members of a supportive community; and
- (2) Specify the terms of a supported decision-making agreement, including access to personal information, agreement requirements, and circumstances for termination.

Your Committee received testimony in support of this measure from the Department of Health, Disability and Communication Access Board, Hawai'i State Council on Developmental Disabilities, Easterseals Hawaii, Hawaii Disability Rights Center, Hawaii



Self-Advocacy Advisory Council, Full Life, Arc of Maui County, and seven individuals.

Your Committee received comments on this measure from the Guardianship Conservatorship Working Group.

Your Committee finds that supported decision-making agreements have been established in several states and serve as a meaningful alternative to guardianship by providing individuals with the tools and support to make their own decisions without restrictive legal oversight. This measure will establish a clear legal framework to ensure that older adults and people with disabilities maintain their rights, dignity, and independence by making decisions about their own lives with help from people that they trust and choose.

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. 320, H.D. 2, S.D. 1, and recommends that it pass Third Reading.

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



KARL RHOADS, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB 320 HD 2 SD1	Committee Referral: HHS, JDC	Date: 3/25/25																		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____																				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>																				
Members	Aye	Aye (WR)	Nay	Excused																
RHOADS, Karl (C)	✓																			
GABBARD, Mike (VC)				✓																
CHANG, Stanley	✓																			
SAN BUENAVENTURA, Joy A.	✓																			
AWA, Brenton				✓																
TOTAL	3			2																
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>																				
Chair's or Designee's Signature:																				
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*Only one measure per Record of Votes