

ACT 75

S.B. NO. 73

A Bill for an Act Relating to Admission to a Psychiatric Facility.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 334-1, Hawaii Revised Statutes, is amended by adding a new definition to be appropriately inserted and to read as follows:

““Gravely disabled” means a condition in which a person, as a result of a mental disorder, (1) is unable to provide for that individual’s basic personal needs for food, clothing, or shelter; (2) is unable to make or communicate rational or responsible decisions concerning the individual’s personal welfare; and (3) lacks the capacity to understand that this is so.”

SECTION 2. Section 334-60.2, Hawaii Revised Statutes, is amended to read as follows:

**“[ [ ]§334-60.2[ ] ] Involuntary hospitalization criteria.** A person may be committed to a psychiatric facility for involuntary hospitalization, if the court finds:

- (1) That the person is mentally ill or suffering from substance abuse[, and];
- (2) That [he] the person is imminently dangerous to [himself] self or others, or is gravely disabled; and
- (3) That [he] the person is in need of care or treatment, or both, and there is no suitable alternative available through existing facilities and programs which would be less restrictive than hospitalization.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved May 9, 1985.)