STAND. COM. REP. NO. 156

Honolulu, Hawaii

Fe 510, 2009

RE: H.B. No. 293 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 293 entitled:

"A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS,"

begs leave to report as follows:

The purpose of this bill is to expand the eligibility of individuals who can have a court-appointed conservator manage their property and business affairs.

Currently, the court can only name conservators to assist individuals who are unable to manage their property and business affairs due to an impairment in their ability to receive and evaluate information or to make or communicate decisions. However, there are individuals with physical, mental, or health impairments who may want and would benefit from the assistance of a conservator. This bill restores prior statutory language to allow individuals with these impairments to benefit from a protective arrangement provided by a conservator.

The attorney members of the Standing Committee on the Uniform Probate Code and Probate Court Practices of the Judiciary of the State of Hawaii testified in support of this measure.

Your Committee has amended this bill by making technical, nonsubstantive amendments to correct drafting errors.

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. 293, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 293, H.D. 1, and be placed on the calendar for Third Reading.

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

N RIKI KARAMATSU, Chair

HSCR 156

State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Judiciary

	mittee Referral: JUD	Date	2/3/0	9
☐ The committee is reconsidering its previous do	ecision on the measure.	· · · · · · · · · · · · · · · · · · ·	1 1	
The recommendation is to: □ Pass, unamended (as is) Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)				
2. ITO, Ken (VC)				
3. BELATTI, Della Au		2000		
4. CABANILLA, Rida				
5. CARROLL, Mele				
6. HERKES, Robert N.	ین ا			
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.				
9. MIZUNO, John M.				-
10. MORITA, Hermina M.				<i>V</i>
11. OSHIRO, Blake K.				o all'alla paralle di sono di
12. SOUKI, Joseph M.				
13. TSUJI, Clift	V			/ / -
14. WAKAI, Glenn				V
15. MARUMOTO, Barbara C.		gracing the contract		The state of the s
16. THIELEN, Cynthia				
		<u> </u>		
				11
TOTAL (16)	12			4
The recommendation is: Adopted If joint referral	Not Adop	did not suppo	ort recommendatio	n.
Vice Chair's or designee's signature:	lts			
Distribution: Original (White) – Committee	Duplicate (Yellow)	- Chief Clerk's Office	Duplicate (l	Pink) – HMSO