STAND. COM. REP. NO. 1295

Honolulu, Hawaii

Menh 27, 2009

RE:

S.B. No. 912

S.D. 2 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 S.B. No. 912, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS,"

begs leave to report as follows:

The purpose of this bill is to ensure compliance with federal Title IV-E permanency hearing requirements by:

- (1) Requiring that a permanency hearing be held within 12 months of a child's initial date of entry into out-of-home care or within 30 days of a judicial determination that a child is an abandoned infant or that aggravated circumstances are present and reasonable efforts to reunify a child and family are not required;
- (2) Requiring that the status of the child be reviewed at least every 12 months thereafter to determine whether the child is receiving appropriate services, that case plans are being properly implemented, and that plans are made that will lead to permanent placement; and
- (3) Delineating permanency hearing procedures.

The Department of Human Services supported this bill. The Judiciary opposed this measure.

SB912 HD1 HSCR JUD HMS 2009-3374

Your Committee has amended this bill by 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. 912, S.D. 2, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 912, S.D. 2, H.D. 1.

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

SB912 HD1 HSCR JUD HMS 2009-3374

## State of Hawaii House of Representatives The Twenty-fifth Legislature



## **Record of Votes of the Committee on Judiciary**

	ee Referral:	Date	3/24/6	9
☐ The committee is reconsidering its previous decision on the measure.				
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)	V			
3. BELATTI, Della Au				
4. CABANILLA, Rida				
5. CARROLL, Mele				
6. HERKES, Robert N.				
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.				
9. MIZUNO, John M.				
10. MORITA, Hermina M.				
11. OSHIRO, Blake K.				
12. SOUKI, Joseph M.	$ V\rangle$			
13. TSUJI, Clift				
14. WAKAI, Glenn			PARTITION OF THE PARTIT	
15. MARUMOTO, Barbara C.				
16. THIELEN, Cynthia				
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TOTAL (16)	15			1
		L		1
The recommendation is:  Adopted  If joint referral, did not support recommendation.  Complittee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				