STAND. COM. REP. NO. 315

Honolulu, Hawaii **F-918**, 2009 RE: H.B. No. 441

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 Human Services, to which was referred H.B. No. 441 entitled:

"A BILL FOR AN ACT RELATING TO CHILD CARE,"

begs leave to report as follows:

The purpose of this bill is to provide protection for families using child care services by criminalizing misrepresentation by a child care provider as a misdemeanor.

A concerned individual testified in support of this bill. The Department of Human Services supported the intent of this measure.

Several concerns were raised regarding ambiguous language used within this measure. Those concerned pointed out that not only is it unclear what the term "misrepresentation" includes, but it is also unclear who, specifically, will be held accountable should an offense occur. Additionally, objections were raised about the possibility of imprisonment for a non-violent offense.

Accordingly, your Committee has amended this bill by:

- Changing the effective date to January 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.



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As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 441, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 441, H.D. 1, and be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Human Services,

M. MIZUNC



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



## **Record of Votes of the Committee on Human Services**

Bill/Resolution No.:	Committee Referral:		Date: 02/04/04	
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Image: Pass, unamended (as is) Image: Pass, with amendments (HD) Image: Hold   Image: Pass short form bill with HD to recommit for future public hearing (recommit)				
HUS Members	Ayes	Ayes (WR)	Nays	Excused
1. MIZUNO, John M. (C)				
2. BROWER, Tom (VC)				
3. BELATTI, Della Au				
4 DEDTDAM Los III				
4. BERTRAM, Joe, III				
5. CARROLL, Mele				
6. NISHIMOTO, Scott Y.				
	Uq. Set			
7. SHIMABUKURO, Maile S.L.				
8. YAMANE, Ryan I.				
	- /			
9. WARD, Gene				
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			B	
TOTAL (9)	6	0	Q1	2
The recommendation is: 🛛 Adopted 🔲 Not Adopted				
If joint referral, did not support recommendation.				
To Pr				
Vice Chair's or designee's signature:				
Distribution:   Original (White) – Committee   Duplicate (Yellow) – Chief Clerk's Office   Duplicate (Pink) – HMSO				