STAND. COM. REP. NO. 255 -12

Honolulu, Hawaii

March 2 , 2012

RE: H.B. No. 2776 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2776, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE,"

begs leave to report as follows:

The purpose of this measure is to require operators of adult foster homes, adult residential care homes, assisted living facilities, expanded adult residential care homes, and community care foster family homes to obtain and maintain sufficient liability insurance coverage to operate their facilities.

An individual testified in support of this measure. The Department of Health and the Department of Human Services testified in opposition to this measure. An individual commented on this measure.

Your Committee has amended this measure by:

- (1) Exempting operators operating under a contract with the Department of Health or the Department of Human Services who are in compliance with the liability insurance coverage requirements under the contract;
- (2) Changing its effective date to January 1, 2059, to facilitate continued discussion; and

(3) 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 H.B. No. 2776, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2776, H.D. 2.

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

GILBERT KEITH-AGARAN, Chair

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

HSCR 803-12

## Record of Votes of the Committee on Judiciary

	nmittee Referral: HLT/HUS, JUD	Date:	3/11	12
☐ 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. KEITH-AGARAN, Gilbert S.C. (C)				
2. RHOADS, Karl (VC)				
3. BROWER, Tom				
4. CABANILLA, Rida T.R.	~			
5. CARROLL, Mele				
6. COFFMAN, Denny				_
7. HERKES, Robert N.				
8. ITO, Ken				
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.				
11. SOUKI, Joseph M.				
12. TSUJI, Clift				
13. FONTAINE, George R.				
14. MARUMOTO, Barbara C.				
15. THIELEN, Cynthia				
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TOTAL (15)	11	0	0	4
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: Mal Moad				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				