Honolulu, Hawaii

RE: H.B. No. 195 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

## Sir:

Your Committee on Judiciary, to which was referred H.B. No. 195 entitled:

"A BILL FOR AN ACT RELATING TO THE OFFICE OF THE PUBLIC GUARDIAN,"

begs leave to report as follows:

The purpose of this measure is to amend the functions of the Office of the Public Guardian by:

- (1) Prohibiting the Office of the Public Guardian from petitioning for its own appointment as guardian for an incapacitated person; and
- (2) Authorizing the court to allow the Office of the Public Guardian to manage an incapacitated person's financial assets where no conservatorship is in effect.

The Office of the Public Guardian testified in support of this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by terminating the Office of the Public Guardian's authority to manage the incapacitated person's financial affairs if a conservatorship comes into effect.

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. 195, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 195, H.D. 1, and be placed on the calendar for Third Reading.

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

KARL RHOADS, Chair

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

## HSCR 60-14

## Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:	Date:	Date:	
HR 195	JUD		01123/14	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is) Pass, with amendments (HD)  Hold				
<ul> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>				
TITO Manakana		4 (TT/T)	<b>3.</b> T	
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)				
2. HAR, Sharon E. (VC)				
3. BELATTI, Della Au			<del></del> -	·
4. BROWER, Tom				
5. CREAGAN, Richard				·
6. ITO, Ken	•			
7. KAWAKAMI, Derek S.K.				
8. LEE, Chris				
9. NAKASHIMA, Mark M.				14.1
10. TSUJI, Clift				
11. WOOLEY, Jessica				
12. MCDERMOTT, Bob				
13. THIELEN, Cynthia				
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				<del></del> .
TOTAL (13)	11			2
The recommendation is: Adopted   Not Adopted				
If joint referral, did not support recommendation.				
commune acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				