STAND. COM. REP. NO. 76 -16

Honolulu, Hawaii **February 9**, 2016 RE: H.B. No. 1686 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 1686 entitled:

"A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT,"

begs leave to report as follows:

The purpose of this measure is to facilitate involuntary hospitalizations and other forms of treatment for the protection of mentally ill individuals and the public, by removing the current requirement that the threat of dangerousness be imminent.

The Hawaii Association of Professional Nurses and numerous individuals testified in support of this measure. The Office of the Public Defender testified in opposition to this measure. The Department of Health, Department of the Attorney General, Queen's Health Systems, Hawaii Academy of Physician Assistants, and Hawaii Disability Rights Center provided comments on this measure.

Your Committee has amended this measure by:

- (1) Reverting to the original threshold of "imminently dangerous to self or others" and defining that term to mean that, without intervention, the person will likely remain dangerous to the person's self or others within the next ninety days;
- (2) Changing the effective date to July 1, 2070, to encourage further discussion; and



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(3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1686, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1686, H.D. 1, and be referred to your Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Health,

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DELLA AU BELATTI, Chair



State of Hawaii House of Representatives The Twenty-eighth Legislature



Record of Votes of the Committee on Health

Bill/Resolution No.:	Committee Referral:			Date:		
#13 1686	HLT, JUD, FIN			2	5/16	
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)						
HLT Members		Ayes	Ayes (W	R)	Nays	Excused
1. BELATTI, Della Au (C)		\checkmark				
2. CREAGAN, Richard P. (VC)						
3. HASHEM, Mark J.						
4. JORDAN, Jo						
5. KOBAYASHI, Bertrand		>				
6. MORIKAWA, Dee						
7. OSHIRO, Marcus R.						
8. FUKUMOTO CHANG, Beth						
9. TUPOLA, Andria P.L.						
TOTAL (9)		6]
The recommendation is: Adopted If joint referral, did not support recommendation.						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						