STAND. COM. REP. NO. (740 -18

Honolulu, Hawaii

MAR 28 , 2018

RE: H.R. No. 138

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Health & Human Services, to which was referred H.R. No. 138 entitled:

"HOUSE RESOLUTION REQUESTING THE HAWAII STATE JUDICIARY AND DEPARTMENT OF HUMAN SERVICES TO NOT USE BLINDNESS AS A BASIS FOR DENYING PARENTAL RIGHTS,"

begs leave to report as follows:

The purpose of this measure is to request the Hawaii State Judiciary and Department of Human Services to not use a parent's, prospective parent's, or guardian's blindness as a basis for denial of parental or guardian status and exercise of related rights.

The Department of Human Services and Judiciary offered comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the unnecessary removal of some children of blind parents from their parents' care may be a national, rather than state, occurrence; and
- (2) Removing the clear and convincing evidentiary standard for evidence presented by the party alleging that

STAND. COM. REP. NO. 1740-18
Page 2

blindness is leading to behavior that may endanger the welfare of the child.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 138, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.R. No. 138, H.D. 1.

Respectfully submitted on behalf of the members of the Committee on Health & Human Services.

JOHN M. MIZUNO, Chair

State of Hawaii House of Representatives The Twenty-ninth Legislature

HSCR 1740-18

Record of Votes of the Committee on Health & Human Services

Bill/Resolution No.: HR 138	Committee Refer	ral: ・、ゴット	Date:	3-21-	-18
☐ 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)					
HHS Members	F	Ayes A	yes (WR)	Nays	Excused
1. MIZUNO, John M. (C)					
2. KOBAYASHI, Bertrand (VC)					
3. BELATTI, Della Au					
4. LEARMONT, Lei R.					
5. TUPOLA, Andria P.L.					
	-				
					•
TOTAL (5)		4			/
The recommendation is: Adopted Not Adopted If joint referral, did not support recommendation. committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					