
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO REVIEW AND UPDATE THE RELEVANT CHAPTERS OF THE HAWAII REVISED STATUTES THAT RELATE TO MENTAL HEALTH AND INVOLUNTARY TRANSPORT, EXAMINATION, HOSPITALIZATION, AND TREATMENT, INCLUDING ASSISTED COMMUNITY TREATMENT.

1 WHEREAS, the chapters of the Hawaii Revised Statutes
2 relating to mental health and involuntary transport,
3 examination, hospitalization, and treatment have been amended in
4 a piecemeal manner over the past several decades, which has led
5 to some lack in clarity and inconsistencies; and

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7 WHEREAS, periodically reviewing the Hawaii Revised Statutes
8 would be helpful to advance the overall goal of improving mental
9 health, including for those unable to help themselves; now,
10 therefore,

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12 BE IT RESOLVED by the House of Representatives of the
13 Thirty-second Legislature of the State of Hawaii, Regular
14 Session of 2023, the Senate concurring, that the Department of
15 Health is requested to convene a working group to review and
16 update the relevant chapters of the Hawaii Revised Statutes that
17 relate to mental health and involuntary transport, examination,
18 hospitalization, and treatment, including assisted community
19 treatment; and

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21 BE IT FURTHER RESOLVED that the working group is requested
22 make recommendations for statutory revisions that focus on those
23 chapters relevant to mental health-related voluntary assessment,
24 care, and treatment; and

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26 BE IT FURTHER RESOLVED that the working group is requested
27 to include the following members:
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- 1 (1) The Director of Health, or the Director's designee;
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- 3 (2) The Attorney General, or the Attorney General's
- 4 designee;
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- 6 (3) A representative from the Department of Health, Adult
- 7 Mental Health Division;
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- 9 (4) A representative from the Department of Public Safety;
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- 11 (5) A representative of the Judiciary, to be selected by
- 12 the Chief Justice;
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- 14 (6) A representative from the Prosecutor's Office from
- 15 each county, to be selected by the respective
- 16 Prosecutor of each county;
- 17
- 18 (7) A member of the Senate Standing Committee with primary
- 19 jurisdiction over Health and Human Services; and
- 20
- 21 (8) A member of the House of Representatives Standing
- 22 Committee with primary jurisdiction over Health and
- 23 Homelessness; and
- 24

25 BE IT FURTHER RESOLVED that the working group is requested
26 to invite other individuals with relevant experience and
27 expertise to be members of the working group, including:

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- 29 (1) Psychologists or social workers;
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- 31 (2) Psychiatrists;
- 32
- 33 (3) Representatives from residential treatment programs;
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- 35 (4) Representatives from mental health advocacy groups;
- 36 and
- 37
- 38 (5) Any other representatives the working group deems
- 39 necessary; and
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41 BE IT FURTHER RESOLVED that the working group is requested
42 to select a chairperson from amongst its members; and



