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# A BILL FOR AN ACT

RELATING TO RELATIVE RESOURCE CAREGIVERS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 587A-10, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) The department shall provide [~~the~~] a child's relative  
4 an application to be licensed as the child's resource family  
5 within fifteen days of the relative's request to provide foster  
6 placement for the child. The department shall issue a license  
7 only if the relative submits an application and meets the  
8 licensing standards for a child-specific license established in  
9 rules adopted by the department pursuant to chapter 91 and the  
10 child is placed with the relative. If the application is  
11 submitted and:

12 (1) The license is denied[-] due to the failure of the  
13 applicant to meet the licensing standards set out in  
14 rules adopted by the department, the department shall  
15 provide the applicant with the specific reasons for  
16 the denial and an explanation of the procedures for an



1 administrative appeal[-] to contest the denial based  
2 on the licensing standards; or

3 (2) The applicant meets the licensing standards set out in  
4 rules adopted by the department, and the department  
5 does not issue a child-specific license because the  
6 child is not placed with the applicant, the applicant  
7 shall not have a right to an administrative appeal to  
8 contest the placement decision; provided that the  
9 applicant may seek judicial review by the family court  
10 with exclusive jurisdiction to review placement  
11 determinations for the child pursuant to the  
12 provisions of this chapter."

13 SECTION 2. Statutory material to be repealed is bracketed  
14 and stricken. New statutory material is underscored.

15 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

DHS; Relatives; Resource Caregivers; Foster Homes; Licensing;  
Administrative Appeal; Family Court

**Description:**

Clarifies when a relative seeking to be a resource caregiver for a child is entitled to an administrative appeal for the Department of Human Services' denial of a foster home license.  
(SD2)

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