STAND. COM. REP. NO. 1020

Honolulu, Hawaii

MAR 0 3 2023 RE: S.B. No. 1492 S.D. 2

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 1492, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to provide additional oversight and resources to help persons suffering from severe mental illness.

Specifically, the measure:

SB1492 SD2 SSCR LRB 23-1408.docx

- Requires the Department of Health to track and publicly report certain data relating to crisis reports, emergency mental health transports, and court-ordered treatments;
- (2) Requires the Department of Health to review reports of persons having severe mental illnesses who are in need of assistance; assess whether the person fulfills the criteria for assisted community treatment; and, if the person meets the criteria, initiate the process for an assisted community treatment order;
- (3) Establishes that a court's denial of a petition for involuntary treatment shall serve as notification to the

Department of Health that the person should be evaluated for assisted community treatment;

- (4) Requires the Department of the Attorney General to assist with the preparation and filing of petitions for assisted community treatment and related court proceedings, unless the petitioner declines the assistance; and
- (5) Appropriates moneys to the Department of Health for software, data collection, and publication.

Your Committee received written comments in support of this measure from the Office of the Governor, Judiciary, Hawaii Substance Abuse Coalition, and one individual.

Your Committee received written comments on this measure from the Department of Health.

Your Committee finds that the data, oversight, and assistance required by this measure will help support the efforts of state agencies, service providers, and community stakeholders to expand the State's continuum of care for persons in crisis.

Your Committee notes that the Department of Health estimated in written comments that an appropriation of \$4,000,000 will be needed to implement the provisions of this measure.

Your Committee has amended this measure by:

- Changing the amount of the appropriation from \$100,000 to an unspecified sum to facilitate further discussion on the measure; and
- (2) Making technical nonsubstantive amendments for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1492, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1492, S.D. 2.



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Respectfully submitted on behalf of the members of the Committee on Ways and Means,

DONOVAN M. DELA CRUZ, Chair



The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:* SB 1492 SDI	Committee Referral: Date: HHS/JDC, WAM $\mathcal{F}/\mathcal{F}/\mathcal{F}/\mathcal{F}/\mathcal{F}/\mathcal{F}/\mathcal{F}/\mathcal{F}/$				
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended X Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Ауе	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)		\mathbf{X}			
KEITH-AGARAN, Gilbert S.C. (VC)		X			
AQUINO, Henry J.C.		X			
DECOITE, Lynn		×			
INOUYE, Lorraine R.		\mathbf{X}			
KANUHA, Dru Mamo		X			
KIDANI, Michelle N.					
KIM, Donna Mercado		\checkmark			
LEE, Chris		X			
MORIWAKI, Sharon Y.		X			
SHIMABUKURO, Maile S.L.		X,			
WAKAI, Glenn		X			
FEVELLA, Kurt		$\boldsymbol{\mathcal{L}}$			
TOTAL		13			
Recommendation:					
Chair's or Designee's Signature:					
Cours a cours - van					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only <u>one</u> measure per Record of Votes