

ACT 40

S.B. NO. 820

A Bill for an Act Relating to Developmental Disabilities.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 333F-2, Hawaii Revised Statutes, sets forth the supports and services the department of health administers. These include the administration of early identification of persons with developmental disabilities or mental retardation and critical development, planning, and implementation in coordination with other federal, state, and county agencies of service programs. It establishes a continuum of comprehensive services and residential alternatives in the community

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to allow persons with developmental disabilities or mental retardation to live in the least restrictive, individually appropriate environment.

The purpose of this Act is to extend the repeal date of Act 303, Session Laws of Hawaii 2006, from June 30, 2008, to June 30, 2009, in order to extend the repeal date of amendments made to section 333F-2(c)(9), Hawaii Revised Statutes, and to require a report from the department of health, state council on developmental disabilities.

SECTION 2. The department of health, state council on developmental disabilities shall submit a final report to the legislature no later than twenty days prior to the convening of the regular session of 2009. The report shall contain but not be limited to:

- (1) The number of persons with developmental disabilities or mental retardation who choose to live independently as provided by Act 303, Session Laws of Hawaii 2006;
- (2) The financial impact Act 303, Session Laws of Hawaii 2006, has had on the State; and
- (3) Any findings and recommendations, including any proposed legislation.

SECTION 3. Act 303, Session Laws of Hawaii 2006, is amended by amending section 2 to read as follows:

“SECTION 2. The department of health, state council on developmental disabilities shall submit a preliminary report to the legislature no later than twenty days prior to the convening of the regular session of 2007 and a [final] progress report no later than twenty days prior to the convening of the regular session of 2008. The reports shall contain but not be limited to:

- (1) The number of persons with developmental disabilities or mental retardation who choose to live independently as provided by this Act;
- (2) The financial impact this Act has had on the State; and
- (3) Any findings and recommendations, including any proposed legislation.”

SECTION 4. Act 303, Session Laws of Hawaii 2006, is amended by amending section 4 to read as follows:

“SECTION 4. This Act shall take effect upon its approval, and shall be repealed on June 30, [2008;] 2009; provided that section 333F-2, Hawaii Revised Statutes, shall be reenacted in the form in which it read prior to this Act taking effect.”

SECTION 5. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 6. This Act shall take effect upon its approval.

(Became law on April 25, 2007, without the Governor's signature, pursuant to Art. III, §16, State Constitution.)