

JAN 24 2019

A BILL FOR AN ACT

RELATING TO CHILD SAFETY.

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

1 SECTION 1. Section 350-2, Hawaii Revised Statutes, is
2 amended by amending subsection (f) to read as follows:

3 "(f) For a confirmed case of child abuse or neglect that
4 occurred [~~where a child is provided care,~~] at a child care
5 facility as defined in section 346-151, that is operating in
6 accordance with an exclusion or exemption pursuant to section
7 346-152 [~~and~~], upon receipt of the proper consent [~~of the child~~
8 ~~care provider~~], the department is authorized to disclose that
9 the report of child abuse or neglect was confirmed to any parent
10 or guardian of a child who was enrolled at the [~~licensed or~~
11 ~~registered~~] child care facility [~~as defined in section 346-~~
12 ~~151~~]."

13 SECTION 3. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

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S_B. NO. 1232

1 SECTION 4. This Act, upon its approval, shall take effect
2 on July 1, 2019.

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INTRODUCED BY: *Wm. D. Hill*

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BY REQUEST

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S_B. NO. 1232

1 **Report Title:**

2 Child Safety

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4 **Description:**

5 Corrects an error in Act 176, Session Laws of Hawaii 2018;
6 clarifies that section 350-2(f), Hawaii Revised Statutes,
7 applies to exempt child care facilities.

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10 *The summary description of legislation appearing on this page is for informational purposes only and is*
11 *not legislation or evidence of legislative intent.*

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JUSTIFICATION SHEET

DEPARTMENT: Human Services

TITLE: A BILL FOR AN ACT RELATING TO CHILD SAFETY.

PURPOSE: To correct section 350-2(f), Hawaii Revised Statutes (HRS), and to clarify that upon proper consent, the department is authorized to disclose a confirmed report of child abuse or neglect has occurred at a child care facility excluded or exempt from part VIII, Child Care, chapter 346, HRS, to any parent or guardian of a child enrolled at that child care facility.

MEANS: Amend section 350-2(f), HRS.

JUSTIFICATION: Without the correction section 350-2(f), HRS, is nonsensical. Also, using "child care facility" throughout the subsection provides needed clarity.

Impact on the public: The amendment to section 350-2(f), HRS, supports access to information for parents and guardians of children by clarifying that the department may release confirmed reports of child abuse or neglect with proper consent.

Impact on the department and other agencies:
None.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM DESIGNATION: HMS

OTHER AFFECTED AGENCIES: None are impacted.

EFFECTIVE DATE: July 1, 2019.