

Honolulu, Hawaii

APR 06 2018

RE: H.B. No. 2528
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred H.B. No. 2528, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HUMAN SERVICES,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Expand criminal history checks to adult relatives who provide care for a child whose family receives child care subsidies from the Department of Human Services in a regulated child care setting;
- (2) Clarify the release of investigation information to the public;
- (3) Clarify that the child care licensing program may share information and cooperate with child protective services and law enforcement on investigations; and
- (4) Clarify that the Department of Human Services may take administrative action, judicial action, or both, to enforce child care licensing provisions and increase penalties by making them apply on a daily basis.



Your Committees received testimony in support of this measure from the Department of Human Services and two individuals.

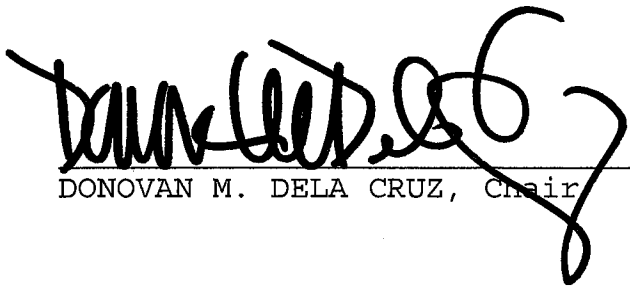
Your Committees find that parents and guardians rely on child care providers to ensure the safety and well-being of their child. However, recent events involving injuries and deaths have revealed the need for the Department of Human Services to enforce transparency measures for the safety of children in certain child care settings. Your Committees further find that the Department of Human Services already conducts comprehensive background checks of persons who receive a child care subsidy. This measure expands those checks to relatives who may also provide care for such children, increases transparency in investigations once disclosure can no longer affect the outcome of legal proceedings, and provides additional tools to the Department to enforce violations quickly and with increased penalties to more efficiently stop, deter, and prevent persons from engaging in illegal child care.

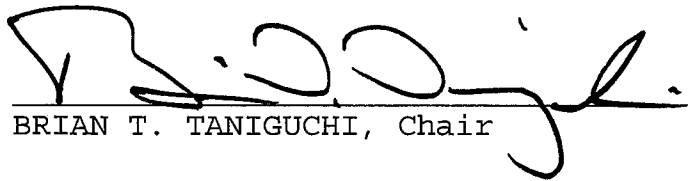
Your Committees have amended this measure by:

- (1) Inserting an effective date of July 1, 2525, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2528, H.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as H.B. No. 2528, H.D. 1, S.D. 1.

Respectfully submitted on behalf of the members of the Committees on Judiciary and Ways and Means,


DONOVAN M. DELA CRUZ, Chair


BRIAN T. TANIGUCHI, Chair

The Senate
Twenty-Ninth Legislature
State of Hawai'i

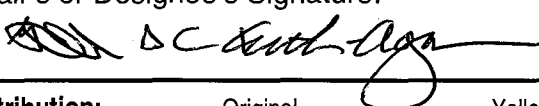
Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>HB 2528, HD1</i>	<i>HMS/PSM, JDC/WAM</i>	<i>3/29/2018</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike				✓
KIM, Donna Mercado	✓			
THIELEN, Laura H.	✓			
TOTAL	<i>4</i>	<i>0</i>	<i>0</i>	<i>1</i>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB2528 HDI	Committee Referral: HMS/PSM, JDC/WAM	Date: 3/29/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
GALUTERIA, Brickwood	X			
HARIMOTO, Breene				X
INOUYE, Lorraine R.	X			
KAHELE, Kaiali'i	X			
KIDANI, Michelle N.	X			
RIVIERE, Gil				X
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
TOTAL	9			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes