

Hawaii Disability Rights Center PAIMI Advisory Council

RESOLUTION

(FY 2027 Highest PAIMI Act Priority)

RECITALS

- A. One of the two purposes of the Hawaii Disability Rights Center (HDRC) under the Protection and Advocacy for Individuals with Mental Illness (PAIMI) Act is to ensure that the rights of individuals with mental illness are protected, including to ensure the enforcement of the United States Constitution and Federal and State statutes.¹
- B. The Advisory Council was established under federal law to provide independent advice to HDRC on policies and priorities to be carried out in protecting and advocating the rights of individuals with mental illness.²
- C. HDRC and the Advisory Council are to jointly develop HDRC's annual priorities under the PAIMI Act.³

NOW THEREFORE BE IT RESOLVED that the Advisory Council hereby advises the Hawaii Disability Rights Center that the highest FY 2027 PAIMI Act priority should be to

protect the rights of people to not be

- 1. psychiatrically confined, and/or
- 2. drugged or electroshocked against their will,

unless the constitutional, statutory, and judicial requirements for such massive deprivations of liberty exist, including the right to the least restrictive and least intrusive alternative, respectively.

¹ Act, 42 U.S.C. §10801(b)(1) and (b)(2)(A). The other purpose is to investigate incidents of abuse and neglect of individuals with mental illness. 42 U.S.C. §10801(b)(2)(B).

² 42 U.S.C. § 10805(a)(6), 42 C.F.R. § 51.22, and 42 C.F.R. § 51.23(a)(1)&(2).

³ 42 U.S.C. § 10805(c)(2)(a).