

THE SENATE
THE HOUSE OF REPRESENTATIVES
THE TWENTIETH LEGISLATURE
INTERIM SESSION OF 1999

Meeting Notice
For
ELDER ABUSE AND FRAUD TASK FORCE

DATE: Friday, January 14, 2000

TIME: 9:00 a.m. to 11:00 a.m.

PLACE: State Capitol, Room 229

A G E N D A

1. Welcome and Introductions
2. Review of Draft Legislation for the 2000 Session
 - a) Reverse Mortgage Definition (Naomi Fujimoto)
 - b) Telemarketing Fraud (Lehua McColgan)
 - c) Special Fund for Elder Abuse, Neglect and Financial Exploitation (Senator Chun Oakland)
 - d) Amend HRS 905 – Creating Penalties for Certain Behavior Done Against Certain Persons (Dewey Kim)
 - e) State Assistance for EPEC Training (Len Howard)
 - f) Criminal History Checks for Adult Caregivers (Laura Manis)
3. Other Business
 - a) Federal Tax Incentives (Len Howard)
 - b) Ad Hoc Committee on Financial Exploitation (John McDermott and Gail Ninomoto)

(Minutes of December 15, 1999 meeting attached)

TO RSVP OR FOR FURTHER INFORMATION, PLEASE CALL THE 586-6130 (SENATOR CHUN OAKLAND'S OFFICE) OR 586-6050 (REP. DENNIS ARAKAKI'S)

THE OFFICIAL HEARING NOTICE CAN BE FOUND ON THE CAPITOL WEB SITE:
<http://www.capitol.hawaii.gov/>

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MINUTES OF THE
EDLER ABUSE AND FRAUD TASK FORCE
Wednesday, December 15, 1999
Senator Suzanne Chun Oakland, Chair

Attendees

Mila Beltran
Linda Chun
James Day
Lorraine Fay
Len Howard, M.D.

Norma K. Koenig
Rep. Bertha Leong
Laura Manis
Lehua McColgan
John McDermott

Grace Mock
Gail Ninomoto
Jeanne Paty
Lori Wells
Katherine Wery
Helen Yoshimi

CALL TO ORDER:

Senator Chun Oakland called the meeting of the Elder Abuse and Fraud Task Force to order at 9:05 a.m. on Wednesday, September 13, 1999, in conference room 229 of the State Capitol.

2000 Legislation Update

- 1) Naomi Fujimoto reported that no changes were suggested to modify the draft legislation relating to the definition of reverse mortgage in the bill passed in the 1999 session. The draft will be finalized into a House and Senate bill for introduction in 2000.
- 2) Lehua McColgan reported that Senator Brian Kanno is drafting a bill to mandate telemarketers to register and be bonded.
- 3) Senator Chun Oakland has not heard from the Attorney General's Office, regarding the draft bill that creates a special fund from Medicaid recovery funds to be used for abuse, neglect and financial exploitation prevention and education efforts.
- 4) There was not a report from Dewey Kim's office on draft legislation suggesting HRS 905 amendments to clearly define certain behavior against another person as being a misdemeanor.
- 5) John McDermott reported that an Ad Hoc Committee on Financial Exploitation will be formed to address this problem in a more proactive manner. He and Gail Ninomoto will keep the Task Force updated.

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- 6) Dr. Howard indicated that legislation was not necessary for assault by omission. Physician education would be more effective.
- 7) Dr. Howard indicated that there are adequate tax incentives in place. The Federal government just passed legislation to provide tax incentives for relatives who provide care at home. He will get information and provide it at the next meeting.
- 8) Unannounced annual visits for the adult residential care homes shall be proposed as part of the new administrative rules for Chapter 100 next year. A public hearing date had not been determined yet.
- 9) Naomi Fujimoto and Laura Manis reported that the Women's Coalition wants to introduce a bill to mandate criminal history checks for caregivers of older persons, similar to the child care requirements in existing law. Laura will report the status of the bill at the next meeting.

Next Meeting

Friday, January 14, 2000 from 9:00 a.m. to 11:00 a.m. at the State Capitol Building, Conference room 229.

Meeting Adjourned:

The meeting was adjourned at 11:00 a.m.

Respectfully submitted,

Suzanne Chun Oakland
State Senator