
A BILL FOR AN ACT

RELATING TO CARE HOMES.

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

1 SECTION 1. Section 346-53, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) The director, pursuant to chapter 91, shall determine
4 the rate of payment for domiciliary care, including care
5 provided in developmental disabilities domiciliary homes,
6 developmental disabilities adult foster homes, and developmental
7 disabilities apartment complexes provided to recipients eligible
8 either for Federal Supplementary Security Income, [~~or~~] public
9 assistance in accordance with state standards, or both.

10 The director shall provide for level of care payment as follows:

11 (1) For those adult residential care homes classified as
12 facility type I, licensed developmental disabilities
13 domiciliary homes and developmental disabilities
14 apartment complexes as defined under section 321-15.9,
15 and certified adult foster homes as defined under
16 section 321-11.2, the state supplemental payment shall
17 [~~not exceed \$521.90,~~] be at least \$ _____; and



1 (2) For those adult residential care homes classified as
2 facility type II, the state supplemental payment shall
3 ~~[not exceed \$629.90.]~~ be at least \$ _____.

4 If the operator does not provide the quality of care
5 consistent with the needs of the individual to the satisfaction
6 of the department, the department may remove the recipient to
7 another facility.

8 The department shall handle abusive practices under this
9 section in accordance with chapter 91.

10 Nothing in this subsection allows the director to remove a
11 recipient from an adult residential care home or other similar
12 institution if the recipient does not desire to be removed and
13 the operator is agreeable to the recipient remaining, except
14 where the recipient requires a higher level of care than
15 provided[~~7~~] or where the recipient no longer requires any
16 domiciliary care."

17 SECTION 2. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 3. This Act shall take effect on July 1, 2020.



HB 1821

HD 2

Report Title:

Care Homes; Level of Care Payments

Description:

Clarifies that domiciliary care includes care provided in developmental disabilities domiciliary homes, developmental disabilities adult foster homes, and developmental disabilities apartment complexes. Establishes a minimum level of care payment for type I adult residential care homes, licensed developmental disabilities domiciliary homes, developmental disabilities apartment complexes, and certified adult foster homes. (HB1821 HD2)

