
A BILL FOR AN ACT

RELATING TO HOME AND COMMUNITY-BASED SERVICES.

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

1 SECTION 1. Section 346-331, Hawaii Revised Statutes, is
2 amended by amending the definition of "community care foster
3 family home" to read as follows:

4 "Community care foster family home" or "home" means a home
5 that, for the purposes of this part:

6 (1) Is regulated by the department in accordance with
7 rules that are equitable in relation to rules that
8 govern expanded adult residential care homes;

9 (2) Is issued a certificate of approval by the department
10 or its designee to provide, for a fee, twenty-four-
11 hour living accommodations, including personal care
12 and homemaker services, for not more than [~~two~~] three
13 adults at any one time, at least one of whom shall be
14 a medicaid recipient, who are at the nursing facility
15 level of care, who are unrelated to the foster family,
16 and are receiving the services of a licensed home and
17 community-based case management agency; and



1 (3) Does not include expanded adult residential care homes
2 or assisted living facilities, which shall continue to
3 be licensed by the department of health."

4 SECTION 2. Act 273, Session Laws of Hawaii 2001, as
5 amended by Act 95 and Act 98, Session Laws of Hawaii 2003, as
6 amended by Act 153, Session Laws of Hawaii 2004, is amended by
7 amending section 6 to read as follows:

8 "SECTION 6. This Act shall take effect on July 1, 2001[~~7~~
9 ~~and shall be repealed on June 30, 2006~~]."

10 SECTION 3. Statutory material to be repealed is bracketed
11 and stricken. New statutory material is underscored.

12 SECTION 4. This Act shall take effect upon its approval;
13 provided that section 2 shall take effect on June 29, 2006.

REPORT Title:

Home- and Community-Based Services

Description:

Increases the maximum occupancy of community care foster family homes from two adults to three. Removes the sunset date for the licensing of home and community-based case management agencies and the certification of community care foster family homes.

(SB3254 HD1)

