
A BILL FOR AN ACT

RELATING TO MEDICAID.

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

1 SECTION 1. Section 346-14, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§346-14 Duties generally.** Except as otherwise provided
4 by law, the department of human services shall:

5 (1) Establish and administer programs and standards, and
6 adopt rules as deemed necessary for all public
7 assistance programs;

8 (2) Establish, extend, and strengthen services for the
9 protection and care of abused or neglected children
10 and children in danger of becoming delinquent to make
11 paramount the safety and health of children who have
12 been harmed or are in life circumstances that threaten
13 harm;

14 (3) Establish and administer programs, and adopt rules as
15 deemed necessary, for the prevention of domestic and
16 sexual violence and the protection and treatment of
17 victims of domestic and sexual violence;

18 (4) Assist in preventing family breakdown;



- 1 (5) Place, or cooperate in placing, abused or neglected
2 children in suitable private homes or institutions and
3 place, or cooperate in placing, children in suitable
4 adoptive homes;
- 5 (6) Have authority to establish, maintain, and operate
6 receiving homes for the temporary care and custody of
7 abused or neglected children until suitable plans are
8 made for their care; and accept from the police and
9 other agencies, for temporary care and custody, any
10 abused or neglected child until satisfactory plans are
11 made for the child;
- 12 (7) Administer the medical assistance programs for
13 eligible public welfare and other medically needy
14 individuals by establishing standards, eligibility,
15 and health care participation rules, payment
16 methodologies, reimbursement allowances, systems to
17 monitor recipient and provider compliance, and
18 assuring compliance with federal requirements to
19 maximize federal financial participation;
- 20 (8) Cooperate with the federal government in carrying out
21 the purposes of the Social Security Act and in other
22 matters of mutual concern pertaining to public



1 welfare, public assistance, and child welfare
2 services, including the making of reports, the
3 adoption of methods of administration, and the making
4 of rules as are found by the federal government, or
5 any properly constituted authority thereunder, to be
6 necessary or desirable for the efficient operation of
7 the plans for public welfare, assistance, and child
8 welfare services or as may be necessary or desirable
9 for the receipt of financial assistance from the
10 federal government;

11 (9) Carry on research and compile statistics relative to
12 public and private welfare activities throughout the
13 State, including those dealing with dependence,
14 defectiveness, delinquency, and related problems;

15 (10) Develop plans in cooperation with other public and
16 private agencies for the prevention and treatment of
17 conditions giving rise to public welfare problems;

18 (11) Adopt rules governing the procedure in hearings,
19 investigations, recording, registration, determination
20 of allowances, and accounting and conduct other
21 activities as may be necessary or proper to carry out
22 this chapter;



1 (12) Supervise or administer any other activities
2 authorized or required by this chapter, including the
3 development of the staff of the department through in-
4 service training and educational leave to attend
5 schools and other appropriate measures, and any other
6 activities placed under the jurisdiction of the
7 department by any other law;

8 (13) Make, prescribe, and enforce policies and rules
9 governing the activities provided for in section 346-
10 31 it deems advisable, including the allocation of
11 moneys available for assistance to persons assigned to
12 work projects among the several counties or to
13 particular projects where the apportionment has not
14 been made pursuant to other provisions of law, if any,
15 governing expenditures of the funds;

16 (14) Determine the appropriate level for the Hawaii
17 security net, by developing a tracking and monitoring
18 system to determine what segments of the population
19 are not able to afford the basic necessities of life,
20 and advise the legislature annually regarding the
21 resources required to maintain the security net at the
22 appropriate level;



- 1 (15) Subject to the appropriation of state funds and
2 availability of federal matching assistance, expand
3 optional health care to low-income persons as follows:
4 (A) Pregnant women and infants under one year of age
5 living in families with incomes up to one hundred
6 eighty-five per cent of the federal poverty level
7 and without any asset restrictions;
8 (B) Children under six years of age living in
9 families with incomes up to one hundred thirty-
10 three per cent of the federal poverty level and
11 without any asset restrictions;
12 (C) Older children to the extent permitted under
13 optional federal medicaid rules;
14 (D) Elder persons;
15 (E) Aliens;
16 (F) The homeless; and
17 (G) Other handicapped and medically needy persons;
18 and
19 (16) Subject to the appropriation of state funds and
20 availability of federal matching assistance, establish
21 the income eligibility level for the medically needy
22 program at one hundred thirty-three per cent of the



1 assistance allowance. In determining eligibility
2 under this section, the department shall disregard an
3 amount of income equal to the difference between one
4 hundred thirty-three per cent of the assistance
5 allowance and one hundred per cent of the federal
6 poverty level, as adjusted annually by the federal
7 government, for a family of the size applying for
8 assistance."

9 SECTION 2. There is appropriated out of the general
10 revenues of the State of Hawaii the sum of \$1, or so much
11 thereof as may be necessary for fiscal year 2006-2007, for state
12 medicaid programs.

13 The sum appropriated shall be expended by the department of
14 human services for the purposes of this Act.

15 SECTION 3. New statutory material is underscored.

16 SECTION 4. This Act shall take effect on July 1, 2050.

Report Title:

Medicaid; Cost Share Program

Description:

Authorizes the department of human services to use less restrictive income methodologies to determine eligibility for medical assistance programs. (SD2)

