

JAN 23 2008

A BILL FOR AN ACT

RELATING TO LONG TERM CARE.

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

1 SECTION 1. While virtually all of Hawaii's elders want to
2 age-in-place, at home, rather than in a care home or
3 institution, many elders will require a more intensive
4 caregiving environment at the end of their lives. However, the
5 costs of institutional care have escalated beyond the financial
6 means of most elders. The State's portion of medicaid
7 expenditures has increased steadily over the years and is
8 projected to increase significantly as the baby boomers begin to
9 retire. As Hawaii's population ages, the number of frail and
10 disabled individuals also increases, placing a precipitous
11 demand on the need for long term care services.

12 The legislature finds that an array of services are
13 necessary to meet the long term care needs of Hawaii's elders.
14 Currently, long term care public policy goals include creating a
15 continuum of care up to and including the terminal phase of
16 life, coordinating referral and case management through a single
17 point of contact, building a family caregiver support system,



1 expanding the capacity of long term care service providers,
2 developing a cost-effective long term care service delivery and
3 financial assistance approach, and stimulating and coordinating
4 research, education, and training on aging issues, in general.

5 The legislature further finds that it is necessary to
6 develop new funding approaches for long term care services, as
7 well as services to assist elders to age-in-place in order to
8 prevent the State from becoming fiscally liable for
9 unsustainable costs under medicaid.

10 The purpose of this Act is to establish a long term care
11 commission to research what resources are necessary to meet
12 state long term care public policy goals and to recommend a
13 program and funding mechanism that can provide these services.

14 SECTION 2. (a) There is established a long term care
15 commission to research what resources are necessary to meet
16 state long term care public policy goals and to recommend a
17 program and funding mechanism that can provide these services.

18 (b) The long term care commission shall consist of:
19 (1) Five members appointed by the governor;
20 (2) Five members appointed by the president of the senate;
21 and



1 (3) Five members appointed by the speaker of the house of
2 representatives;
3 provided that all of the members shall be selected on the basis
4 of their knowledge, interest, and experience in the following:
5 long term care services or aging-in-place services, research or
6 education, aging or disability advocacy, public policy
7 development, economics or finance, facilities planning and
8 management, medical or health services, and social services;
9 provided further that all of the members shall serve for two-
10 year terms beginning on December 1, 2008, and ending on
11 November 30, 2010.

12 (c) The commission shall elect its chair, who shall
13 commence commission meetings, and vice chair and shall adopt
14 rules for the conduct of its work.

15 (d) The long term care commission shall:

16 (1) Review available research, studies, and previously
17 proposed programs relating to the provision of a
18 continuum of long term care services;

19 (2) Establish a purpose statement to guide the long term
20 care commission in the recommendation of a program;

21 (3) Establish goals for the program, including:



- 1 (A) A public information and education component to
2 generate support for the program;
- 3 (B) A single point-of-entry;
- 4 (C) A system for comprehensive assessment planning
5 and management;
- 6 (D) Consumer-directed service delivery; and
- 7 (E) A funding mechanism that is independent of
8 medicaid;
- 9 (4) Prepare a five-year plan to accomplish the goals,
10 including the recommendation of benchmarks to evaluate
11 accomplishments for each year;
- 12 (5) Monitor federal legislation for changes that may
13 impact the program and adjust the five-year plan
14 accordingly;
- 15 (6) Collaborate with interested stakeholders, including
16 community coalitions or organizations concerned with
17 educating the public regarding long term care; and
- 18 (7) Submit an interim report to the legislature no later
19 than twenty days prior to the convening of the 2009
20 regular session, and a final report to the legislature
21 no later than July 31, 2010. The final report shall



1 include a description of how the recommended program
2 relates to:

3 (A) Other components of the State's aging-in-place,
4 family caregiver support, and long term care
5 systems;

6 (B) Related research, education, and training
7 programs;

8 (C) Support for employed caregivers; and

9 (D) The care home, adult foster home, nursing home,
10 and assisted living and other retirement
11 facilities in the State.

12 (e) The long term care commission may:

13 (1) Conduct or initiate new studies as it deems necessary;
14 and

15 (2) Contract with consultants to conduct the studies,
16 including an actuarial study, as it deems necessary
17 for the purpose of recommending a program and funding
18 mechanism, and reporting to the legislature. Any
19 contract executed pursuant to this subparagraph shall
20 be exempt from chapter 103D, Hawaii Revised Statutes;
21 provided that the long term care commission shall



1 endeavor to ensure transparency in the letting of the
2 contract.

3 SECTION 3. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$250,000 or so much
5 thereof as may be necessary for fiscal year 2008-2009 for the
6 long term care commission to research what resources are
7 necessary to provide a continuum of long term care services for
8 Hawaii's aging population and to recommend a program and funding
9 mechanism that can provide these services pursuant to section 2
10 of this Act.

11 The sum appropriated shall be allotted as follows:

12	Senate	\$125,000
13	House of representatives	\$125,000

14 The sum appropriated shall be expended by the senate and
15 the house of representatives to assist the long term care
16 commission for the purposes of this Act.

17 SECTION 4. This Act shall take effect upon its approval
18 and shall be repealed on December 1, 2010; provided that section
19 3 of this Act shall take effect on July 1, 2008.

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S.B. NO. 3255

Norman Sabero



Report Title:

Social Services; Long Term Care Commission; Appropriation

Description:

Establishes a long term care commission to research what resources are necessary to meet state long term care public policy goals and to recommend a program and funding mechanism that can provide these services. Appropriates funds. Sunsets on 12/01/10.

