
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 institution,
3 many elders will require a more intensive caregiving environment
4 at the end of their lives. However, the costs of institutional
5 care have escalated beyond the financial means of most elders.
6 The State's portion of medicaid expenditures has increased
7 steadily over the years and is projected to increase
8 significantly as baby boomers begin to retire. As Hawaii's
9 population ages, the number of frail and disabled individuals
10 will also increase, placing a precipitous demand on the need for
11 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 To make this possible, the following shall be the long term care
15 policy goals of the State of Hawaii: (1) creating a continuum
16 of care, up to and including the end of life;(2) coordinating
17 referral, case management, and service delivery through co-



1 location and other means; (3) strengthening family caregiver
2 support systems, to encourage aging-in-place; (4) stimulating
3 manpower development and training programs, to expand the
4 capacity of long term care service providers; (5) developing
5 financial mechanisms to help Hawaii's families meet the cost of
6 long term care; (6) seeking ways to create a better balance
7 between public expenditures for institutional care and home and
8 community-based care; (7) fostering public understanding of
9 caregiving issues; and (8) encouraging research and education on
10 aging, long term care and related subjects through the
11 University of Hawaii system.

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

17 The purpose of this Act is to establish a long term care
18 commission to research what resources are necessary to meet
19 state long term care public policy goals and to recommend a
20 program and funding mechanism that may provide long term care
21 services.



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

5 (b) The long term care commission shall consist of:

6 (1) Five members appointed by the governor;

7 (2) Five members appointed by the president of the senate;

8 and

9 (3) Five members appointed by the speaker of the house of
10 representatives;

11 provided that all of the members shall be selected on the basis
12 of their knowledge, interest, and experience in the following:
13 long term care services or aging-in-place services, research or
14 education, aging or disability advocacy, public policy
15 development, business, economics or finance, facilities planning
16 and management, medical or health services, and social services,
17 or related experience; provided further that all of the members
18 shall serve for two-year terms beginning on December 1, 2008,
19 and ending on November 30, 2010.

20 (c) The commission shall elect its chair, who shall
21 commence commission meetings, and vice chair and shall adopt
22 rules for the conduct of its work.



- 1 (d) The long term care commission shall:
- 2 (1) Review available research, studies, and previously
- 3 proposed programs relating to the provision of a
- 4 continuum of long term care services;
- 5 (2) Establish a purpose statement to guide the long term
- 6 care commission in the recommendation of a program to
- 7 achieve the State's long term care policy goals which
- 8 are:
- 9 (A) Creating a continuum of care, up to and including
- 10 the end of life;
- 11 (B) Coordinating referral, case management, and
- 12 service delivery through co-location and other
- 13 means;
- 14 (C) Strengthening family caregiver support systems,
- 15 to encourage aging-in-place;
- 16 (D) Stimulating manpower development and training
- 17 programs, to expand the capacity of long term
- 18 care service providers;
- 19 (E) Developing financial mechanisms to help Hawaii's
- 20 families meet the cost of long term care;



- 1 (F) Seeking ways to create a better balance between
2 public expenditures for institutional care and
3 home and community-based care;
- 4 (G) Fostering public understanding of caregiving
5 issues; and
- 6 (H) Encouraging research and education on aging, long
7 term care and related subjects through the
8 University of Hawaii system;
- 9 (3) Prepare a five-year plan to accomplish the goals,
10 including the recommendation of benchmarks to evaluate
11 accomplishments for each year;
- 12 (4) Monitor federal legislation for changes that may
13 impact the program and adjust the five-year plan
14 accordingly;
- 15 (5) Collaborate with interested stakeholders, including
16 community coalitions or organizations concerned with
17 educating the public regarding long term care; and
- 18 (6) 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, but not be limited to, a description of how
2 the recommended program 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 paragraph shall be
20 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.



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. (SD1)

