



**TESTIMONY OF THE STATE ATTORNEY GENERAL  
TWENTY-FIFTH LEGISLATURE, 2009**

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**ON THE FOLLOWING MEASURE:**

S.B. NO. 190, S.D. 1, RELATING TO COMMUNITY CARE FOSTER FAMILY HOME.

**BEFORE THE:**

HOUSE COMMITTEE ON HUMAN SERVICES

**DATE:** Monday, March 16, 2009 **TIME:** 8:00 AM

**LOCATION:** State Capitol, Room 329

**TESTIFIER(S):** Mark J. Bennett, Attorney General  
or Cori K. Woo, Deputy Attorney General

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Dear Chair Mizuno and Members of the Committee:

The Department of the Attorney General provides these comments regarding a legal problem in this bill.

The purpose of this bill is to allow two private pay clients to be cared for in the same "community care foster family home." As defined in section 346-331, Hawaii Revised Statutes, "a community care foster family home" normally can have only two adults at any one time, at least one of whom shall be a medicaid recipient. In addition, the Department of Human Services in its discretion may certify a home for a third adult; however, this adult must also be a medicaid recipient. The primary purpose for community care foster family homes is to service medicaid recipients.

If this bill is passed, section 1 of this bill should be changed to amend the current definition of "community care foster family home" in section 346-331. The original version of this bill provided a temporary exception until the repeal of the act on July 1, 2011. However, the S.D. 1 version of this bill has removed the sunset clause, thereby making the exception permanent. Therefore, the bill should be drafted to amend the definition of "community care foster family home" in section 346-331 to include the now permanent exception.

Also, DHS should continue to have discretion in allowing a third person in the home. The existing definition of the term "community care foster family home" allows DHS to have discretion to determine when a home may accept three residents instead of two, whereas the proposed wording in the bill implies that DHS must allow a third person under the circumstances proposed in the bill, seemingly without consideration of whether or not a particular home is suitable for three persons.

The relevant portion of the definition in section 346-331 states:

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

- (2) Is issued a certificate of approval by the department or its designee to provide, for a fee, twenty-four-hour living accommodations, . . . for not more than two adults at any one time, at least one of whom shall be a medicaid recipient, . . . provided that the department, in its discretion, may certify a home for a third adult who is at nursing level of care and a medicaid recipient; . . .

(Emphasis added.) Section 1 of the bill states:

Notwithstanding the definition of "community care foster family home" under section 346-331, Hawaii Revised Statutes, the department of human services shall allow two private pay clients to be cared for in the same community care foster family home . . . .

(Emphasis added.) We recommend that the "shall" be changed to "may" in the bill, if the wording in section 1 is otherwise retained. This change would make clear that DHS retains the discretion to allow a third person, and if it does allow a third person that individual may be a private pay client. It is important for DHS to have discretion regarding the third person as not every home may be suitable for three persons. In addition, there is potential for other legal concerns if the health, safety, and welfare of the individuals residing in the home are compromised.

On its face, this version of the bill does not contain an equal protection problem. Rather than identify what groups of individuals may benefit from this arrangement, it requires DHS to define the relationship between the two private pay clients so that the definition will not violate the Hawaii Constitution. We do not know at this point what that definition might be, but such a classification could still be subject to constitutional challenge.

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March 13, 2009

Dear Chair John Mizuno and Human Services Committee Members,

**This is in reference to and my support of Senate Bill—190 SD1.** My name is George H. Karvas and I'm writing on behalf of a close and dear personal friend, Mrs. Teruko Kaide. Terry is a current member of our church family that I pastor at New Hope Christian Fellowship Hamakua on the Big Island. I also have the privilege of being her pharmacist as I'm currently employed as the manager of Longs Punahale Pharmacy here in Hilo.

After our services I often spend time with Terry as she has shares with me her stories and a little bit of her private life. And although I've only known Terry for a short period of time she has taught me some very precious lessons of life. It was during this past Christmas season when I asked her after one of our church services...

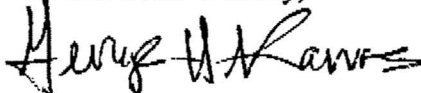
*"Terry, what is the one thing you want for Christmas?" Her response took me for surprise as she replied with a brief pause and tears running down her face. "I just want to hear Sydney (her husband) speak!"*

Her response made me reflect and ponder about my own marriage relationship. I've come to know that Terry spends most of her productive time with her husband Sydney at a different care home and when I initially learned that they were residing in separate care facilities due to the laws governing this area of care, I thought it silly. I've now been made aware of why these laws exist and I clearly understand the reasoning behind them.

So as you contemplate your final decision on this matter I ask that you would look with open hearts and see the genuiness of Terry's love for her husband. Her example is showing us what real love looks like.

We're living in a very challenging time and in these times we need to spend our resources wisely. Time is a very precious commodity and we can all agree that we too want to spend our time wisely and end our lives well. Terry's example is teaching us how to do just that and I'm asking that you provide Terry with the opportunity to spend her remaining years with the one she loves the most.

With heartfelt sincerity,



Pastor George H. Karvas  
New Hope Christian Fellowship Hamakua



**Big Island Chapter**

**AFHA & ARCH**  
1468 Mele Manu St.  
Hilo, HI 96720  
2/9/09



**Big Island**

*Allows a married couple, consisting of two private pay clients who meet certain conditions, to live in the same community care foster family home.*  
SB 190

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Dear Chair John Mizuno and Human Services Committee Members

On behalf of the Adult Residential Care Home Operators and Adult Foster Home Operators of the Big Island, consisting of about 150 members, we would like to extend our strong support to SB 190 as it is just so humanitarian to have this bill passed. We have seen how many homes, families that have been devastated by separating the husbands and wives because they don't fall into this so-called man made "law" that was created and passed.

For goodness sake we are all citizens of the United States of America and this is the land of FREEDOM and no matter how poor, rich, dark skin, or fair skin we may be, we all have equal rights. Therefore, it is the right of these married couple that has been living together all their lives to be with each other for as long as they would like to be. Whether they would be living in a care home, foster home, and /or long term care facility if that is their wish, it should therefore be granted. Let us support their wishes as these couples grateful feelings will be extended to more generations to come. These wonderful feelings will reflect to their children, to their grand children, and more children to come, and that just create a happy and healthy environment for everyone to live in. It is just so non-humane to dictate that because the law is written in somewhat ways that they don't fall into certain categories and that they should be separated. Who we are to dictate such law? We should transcend into a different realm of thinking. Let us support the sacrament of marriage as it is nowadays so easily revocable. Let us show our strong support to these husbands and wives and to honor their wishes to be together throughout their lives. Let us abide by the marriage sacrament that for riches and poor, for sickness and in health 'till death does they part.

We, the Big Island caregivers humbly ask for your support to pass SB190.Thank you very much.

Sincerely,  
AFHA/ARCH LEADERS  
Big Island Chapter

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March 10, 2009

Chair John Mizuno  
Department of Human Services Committee

RE: Support for SB 190 SD1 Relating to Community Care Foster Family Home

Dear Chair John Mizuno and Human Services Committee Members,

I am writing in support of your bill SB 190 SD1 because I am caught in a horrible situation that does not allow me to live with my husband in his foster family home in Hilo. My name is Terry Kaide, I am 86 years old, retired from the Third Circuit Court in 1977 with 30 years of service. I started as a stenographer and retired as Chief Clerk of the Third Circuit Court in Hilo. My husband Sidney turned 89 on March 1, and is a retired general contractor having built many homes in Hilo. We have been married for 63 years.

My husband has been confined to Helen Sapla's care home since 2003 bedridden and diagnosed with bladder cancer. He is unable to talk, tube fed but he can see me, hear me and feel my touch. When he hears or sees people that are familiar to him, he is still overcome with emotions.

In December 2006, I had back surgery with complications that left me dependent on a walker and in need of skilled level care. Although the program that my husband is in allows for 1 private pay and 2 Medicaid patients, my daughters asked DHS for an exception to allow me to live with my husband as a private pay patient as well. We were denied because they said the law only allows 1 private patient.

I started at Helen's home as a renter but because my long term care would not recognize my "renter" status to qualify for my benefits, 5 months later I moved out to another care home as a patient but still living apart from my husband. 9 months later, I had to move again to a 3<sup>rd</sup> foster home, still living apart from my husband.

I've lived these last 2 years in sadness and in depression as the only joy I have is spending my time with my husband. I pay an extra \$500.00 a month for the privilege of being driven to see my husband and sometimes my visits are as short as an hour or two. His only company is when I come to visit him and it deeply saddens me that the rest of his time is spent alone. I see my husband's health deteriorating and each day could be his last day. Why can't the law recognize and honor our marriage as husband and wife? This is so unfair that I have to beg to be with my husband.

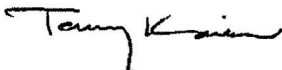
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I want to live with my husband before the Lord takes us home. We don't have too much time left. I want to be able to wake up and see his face every morning, hold his hand and sing his favorite songs. I miss him all the time and I just want to be at his side. I want to hold his hand for more than an hour or two each day. In my silence, I'm suffering from hurt, guilt, confusion, and the injustice to my marriage.

The constant stress of living under these conditions has worn me out both emotionally and physically and I don't know how much more I can endure. I simply can't wait much longer; it's going on 2 years now.

Please don't rob me of the one joy in my life. Our lives are short and I pray you will pass this bill as soon as possible.

Sincerely,



Terry Kaide  
Papaikou, Hawaii

(808)987-5803

February 18, 2009

**RE: SUPPORT SB 190 AND  
SENATE DRAFT 1**

**SUBJECT: COMMUNITY CARE  
FOSTER FAMILY HOMES**

Dear Representative John Mizuno and Committee Members:

I fully support SB190 and Senate Draft 1 to allow married couples, consisting of two private pay clients who meet certain conditions to live together in Community Care Foster Family Homes.

My name is Charlotte Miyoko Kaide, daughter of Sidney and Terry Kaide who have been unjustly forced to live in two separate Community Care Foster Family Homes for the last two years. This has affected my parents mental, physical and emotional well being due to the fact that they have been married for the past 63 years and now have suffered deep emotional wounds having to live separately when they most need each other.

Dad and Mom are crying out for mercy and justice in these last days of their lives. Dad needs to hear Mom's voice and know that she is near to him at his side. They have been deprived of the most important aspect in their lives of being there for one another and encouraging one another. A smile from Mom to Dad is priceless and the soothing and healing effect it has on Dad cannot be measured.

Dad is totally bedridden and is unable to walk and talk. Dad is fed through a G-Tube and his only pleasure in life is Mom's presence and being able to hear his wife's voice, feel her touch and see her face. When Mom visits Dad he expresses to her by smiling, winking, squeezing Mom's hand and Mom would tell Dad, "I LOVE YOU" and Dad would nod his head acknowledging her words of love and even reciprocate through his facial expression of gratitude and love to his faithful wife. Being apart for two years has definitely affected them and they are depressed, lonesome for one another and the grieving is much too great to comprehend. This separation has taken a toll on their well-being and especially we have noticed a tremendous decline in their health.

Dad will be 89 years old on March 1<sup>st</sup> and Mom will be 87 years old in April. It has been very painful for both of them to be separated; it could be called "a forced divorce" in order to obey the law. This law is inhumane and something needs to be done immediately!



February 18, 2009 Support for SB 190 Senate Draft 1 / Charlotte Miyoko Kaide

Marriage is a sacred union that honors husband and wife. When my parents were married, they made wedding vows before God that they would be together, "UNTIL DEATH DO US PART" which has not been taken into consideration at all when we requested for an exception or waiver be granted to my parents so they could live together. They have been forced to "DIVORCE" themselves by living apart at this crucial moment of their lives in their twilight years before parting from this earth. This is totally inhumane and has been devastating to both our parents.

Two years ago Dad used to talk and be able to say to Mom, "I LOVE YOU", Dad would sing to Mom a Japanese love song, "KOKO NI SACHI ARI" (Here Is Happiness). He would sing to her, "I live because of you only, I live because we have LOVE, Oh darling, here lies happiness as far as the blue, blue sky" and he would get very emotional every time he sang this Japanese love song to Mom.

Being separated from his beloved wife and life long companion has utterly crushed Dad's spirit and today he no longer can sing to Mom. Two years ago Dad used to be able to hold Mom's hands as she visited him however today his hands are limp and without life. Dad's days are numbered and as we see his health declining and coming to an end, we ask you, what would you want for your parents if they were in this same dilemma?

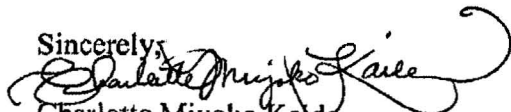
My parents worked hard all their lives and were diligent taxpayers. So why is it that now that they are in their last stage in life that they should be penalized for having worked to take care of their convalescent needs and not be able to spend their last days together? Is it fair that those on welfare have preference than those who with their blood, sweat and tears worked hard to have the means to care for themselves in their golden years?

I support this bill because all couples private or Medicaid who are eligible for the same foster family home should not have to ask for permission to live with their spouses, it should be understood that it is ludicrous to separate a husband and wife.

May this bill be passed so justice may be made to my father and mother and the other Sidney and Terry Kaide's out there that have been forced to live in separate Community Care Foster Family Homes and are suffering the consequences.

On behalf of the Kaide O'hana I thank you for helping to pass this urgent bill.

Sincerely,



Charlotte Miyoko Kaide

Daughter of Sidney and Terry Kaide

(808) 557-1141

charlottemiyoko@yahoo.com

March 1, 2009

Chair John Mizuno  
Human Services Committee

**Re: Support for SB 190 - SD1 Relating to Community Care Foster Family Home:  
Private Pay**

Dear Chair John Mizuno and Human Services Committee Members,

***Passion: n. powerful feeling, great enthusiasm.***

It is with great "passion" that I support this proposed bill. Here is our story.

My mom, Terry Kaide is 86 years old and resides in Hilo. On December 5, 2006 a lower lumbar surgery at Queen's Hospital ended up with complications requiring her 2 more surgeries where we almost lost her twice. She was at Queen's for 5 weeks and then transferred to the Rehab of the Pacific for another 4 weeks. She remained on Oahu for another 4 months until she was strong enough to walk with a walker. Upon her return to Hilo, she still required skilled nursing care with a desire to live with my dad.

My dad, Sidney Kaide just celebrated his 89<sup>th</sup> birthday March 1. He resides in Hilo, married for 65 years. 5 years ago he took a fall and was diagnosed with bladder cancer. Unable to care for him at that time, my mom found an adult foster home with a wonderful caregiver. There was also a welfare patient in this home. In 2007, with my mom in need of skilled nursing care, it seemed only natural that she should live in the same adult foster home as my dad. Although this program only allowed 1 private patient and 1 welfare patient, we were thrilled to hear that a law had passed that these homes could now add 1 more patient, for a total of 3, however a welfare patient.

We had requested from DHS for an exception to allow my mom as the 3rd person but as a private patient. However, this program and it's laws restricts the number of private pay to Medicaid patients, thus no exception could be granted.

Although we were offered other living alternatives that offered more space for private pay patients, given my dad's fragile bedridden condition, his inability to talk and the trusting relationship already established with his care giver, his doctors, caregiver, case manager and our family clearly felt that moving him would be too risky.

In less than 2 years, my mom has moved 3 times and is still unable to live with my dad. She is sad, depressed and cries in her silence for the unjustly treatment placed upon her own marriage. At 86, her only joy is to spend time with my dad. I feel that we have cut

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her life short by putting her through this terrible ordeal. She has had insurmountable challenges leaving her physically and emotionally wounded, yet somewhere deep in her heart, it's the hope that keeps her going.

My dad's main source of strength comes from seeing her, hearing her voice and feeling her touch and I can see his condition has also deteriorated from the lack of her presence in his life. My dad understands everything that is going on and I truly believe he is hanging on with hope in his heart as with my mom.

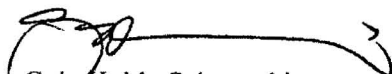
My dad and mom do not have long to live. I see the sadness in her eyes and in her voice. What would bring her the greatest joy would be living with my dad which is her **right** in a marriage. As her child, I feel extremely helpless, emotionally broken and drained as we have come to so many dead ends. This situation has also taken a toll on my sisters and our family as we feel so helpless to remedy this situation for my parents.

I applaud our government for taking care of the needy and disadvantaged for it is the right thing to do. Yet I also challenge our lawmakers and ask them just what are we doing for the middle class aging citizens who have worked hard all their lives, paid their taxes and helped this State to flourish? Why should they have to pay \$7,000 - \$9,000 a month to be in a nursing home that is often impersonal and institutional? What elderly middle class person on a fixed income can afford this kind of bill? I'm sure many would prefer being in a home setting, where the care is more personal and affordable – the same reasons why foster community care homes were established for Medicaid patients.

Private pay patient needs, are no different from Medicaid patients. In circumstances where immediate family members are in need of the same type of care, whether between husband and wife, parent and child, or as siblings, keeping the family unit together based on these relationships should have primary consideration. These programs must come from the same compassion given to Medicaid patients as with private pay patients thereby allowing them to keep their ohana together. It is the right thing to do. Although our system has failed my parents, we can still make it right for them.

I wholeheartedly support this bill with the greatest of passion to help improve the quality of life for others like my parents who may find themselves in need of foster care at the same time and choose to live together. I also seek your compassionate hearts to help move this bill forward knowing this will not be the last situation we encounter. I humbly ask that you pass this bill so that my mom and dad can finally live together with peace in these last golden years of their lives immediately.

In faith,



Gale Kaide Sakaguchi  
Kailua, Hawaii 96734  
(808)479-4382

March 8, 2009

Chair John Mizuno  
Human Services Committee

RE: SUPPORT FOR SB 190 SD1

Dear Chair John Mizuno and Human Services Committee

My name is Evan Sakaguchi, I am the grandson of Sidney and Terry Kaide. I am 12 years old and I support this bill because I would like to pursue the happiness of the people. I think that people should be together in harmony and not have to live alone in sorrow. At least married couples get to see each other every day if they wish. The Bible tells us that we should not be from each other, but with each other. So please consider this bill so we may make a utopia for my grandparents, others and the almighty God.

God Bless  
*Evan Sakaguchi*  
Evan Sakaguchi

March 9, 2009

Chair John Mizuno  
Department of Human Services Committee

Re: Support for SB 190 SD1

Dear Chair Mizuno & Department of Human Services Committee,

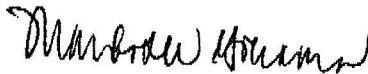
I am writing to you to let you know that I wholeheartedly support SB190 SD1 which will allow two private pay clients to live together in the same Community Care Foster Family home when the two private pay clients share a relationship as defined by the department.

Being a lifelong resident of Hawaii, I understand firsthand the meaning of "ohana" and can relate to its relevance to our local community here in Hawaii. The essence of the family unit is a very important value that has been learned and taught from generation to generation. A family unit not only provides love, care and support for each other but it also reinforces the meaning of honor for the family.

SB190 SD1 is especially important to me because its outcome will have a significant impact on my uncle and aunty, Sidney and Terry Kaide, of Hilo, Hawaii. Both Uncle Sidney and Aunty Terry currently reside in *separate* private pay care homes. They have been married for 62 years, are both over 80 years of age, but have been living apart from each other for the past two years. This is because the current program does not recognize their relationship as husband and wife but rather by their medical paying status. How absurd can this be when we prevent a husband and wife from living together and spending their remaining years under the same roof because of paying status?

I humbly ask that you support SB190 SD1 so that my uncle and aunty and other established family relationships such as parent and child or between siblings can stay together as a family.

Sincerely,



Marsha Lee Hokama  
60 Kaunaloa Street  
Hilo, HI 96720

March 11, 2009

Chair John Mizuno  
Department of Human Services Committee

Re: Support for SB190 SD1

Dear Chair Mizuno & Department of Human Services Committee,

I am writing to you to let you know that I support SB190 and I humbly ask for your support as well.

This bill is of special interest to me because I have a brother and sister-in-law who are both living in separate care homes as private pay clients. Their separation isn't by choice but because of the regulations of the care program that governs my brothers care. It restricts the care home to one private pay client and to two Medi-care clients.

Both my brother and sister-in-law are both over 80 years of age and they have been married for 63 years. My brother has been in a care home for many years now and has grown very comfortable with his caregiver Helen and her family. Over the years, his health has deteriorated and he is now bed ridden. He is totally dependent upon Helen's care and we are very fortunate that she has and continues to provide excellent care for my brother.

My sister-in-law is also in a private care home but is still able to walk with the aid of a walker. She pays her caregiver an additional \$500.00 a month so she can be taken to visit my brother everyday. This is the only way that she can be with him each day and although my brother is unable to speak, he looks forward to seeing her and hearing her voice. It's a shame that after 63 years of marriage, they cannot live together as husband and wife because of their medical paying status.

I urge you to support SB190 SD1 which would allow my brother and sister-in-law to be able to spend their remaining years together. Please help them and support SB190 SD1.

Respectfully submitted,



Tsuyako Hokama  
2082E Waianuenu Avenue  
Hilo, HI 96720

~~XXXXXXXXXX~~

**From:** Aimee Hsia [mailto:~~XXXXXXXXXX~~@gmail.com]  
**Sent:** Thursday, March 12, 2009 10:03 PM  
**To:** HUS testimony  
**Cc:** Gale Sakaguchi  
**Subject:** SB #190 SD1 - Support

March 12, 2009

RE: SB #190 SD1

Aloha Chair John Mizuno and Department of Health Committee Members,

I strongly support your proposed bill SB 190 SD1 that will allow two private pay patients to live together in the same Community Care Foster Family home when both are private pay patients in programs that limit the number of private pay vs. Medicaid patients.

My grandparents Sidney and Terry Kaide have been trying to live together in the same community care foster family home in Hilo for the past 2 years. Thus far, this has not been possible because they are both privately paying patients. They are in their 80's and have been married for 62 years. Seeing my grandmother during this ordeal has exemplified the kind of wife I want to be to my husband Gordon Hsia. Terry Kaide makes every effort to travel from her foster care home to see my grandfather every day. She sits by his bedside, talks to him, and holds his hand. Even though she herself is in pain and has difficulty walking she makes this **sacrifice** to spend as much time with my grandfather as she can. My grandmother is not one to complain but I know how hard it is on her to travel from place to place in this way. As my grandmother grows older, simple things like getting in and out of the car are becoming increasingly challenging. Having to travel by car to visit my grandfather every day only increases the wear and tear on her body. I cannot imagine what will happen when she reaches the point of no longer being able to travel and could be forced to remain **permanently separated** from her husband.

I know that things would be so much better if my grandparents could live together in the same community care foster family home. Rather than having to make that daily trek across town my grandmother could be in the very next room able to visit her husband anytime of night or day without the guilt of inconveniencing friends and family who currently have to drive her. Rather than sitting in her room alone wondering how my grandfather is doing, she could be by his bedside in a moment. *If you could see my grandfather's eyes twinkle at the sound of my grandmother's voice and see his weathered face wrinkle with a smile at the sight of her face, you would know why this bill is so important to me.*

We are in terrible times indeed when the regulations currently in place cannot see their **enduring relationship** as husband and wife for the past 62 years, but whose sights are limited instead to their medical paying status. I support this bill because no couple who is eligible for the Community Care Foster Family home should have to ask for permission to live with their spouse.

I fully support SB #190 SD1 and humbly ask that this bill be pushed through so that my grandparents, Sidney and Terry Kaide, will be able to live the rest of their lives together as husband and wife.

Sincerely,

Aimee C. Hsia  
(808) 779-9965

**From:** Gordon Hsia [REDACTED]@hawaii.rr.com]  
**Sent:** Thursday, March 12, 2009 10:09 PM  
**To:** HUS testimony  
**Cc:** 'Gale Sakaguchi'  
**Subject:** SB #190 SD1 Support

March 12, 2009

RE: SB #190 SD1

Aloha Chair John Mizuno and Department of Health Committee Members,

I married Aimee Clay Hsia on June 30, 2007. I realized soon afterwards that I not only gained a wonderful wife, I also gained a whole new family including Aimee's maternal grandparents Terry and Sidney Kaide who live in separate Community Care Foster Family homes in Hilo.

Grandma and Grandpa have been married for over 60 years and it is a travesty that for the past two years, they have had to live in separate Community Care Foster Family homes. It is a travesty because they worked so hard and saved their entire lives to not only ensure they would not be a burden to anyone else including the State of Hawaii, but also to help provide for future generations. It is a travesty that if they both qualified for Medicaid, they could live in the same Community Care Foster Family home. It is a travesty that the Department of Human Services does not have the ability to grant an exception to allow Grandma and Grandpa as private pay patients to live in the same Community Care Foster Family home but if they were both on Medicaid, they could live together. It is a travesty because Grandpa is bedridden which means Grandma has to have others drive her from her Community Care Foster Family home to Grandpa's Community Care Foster Family home and back every day. It is a travesty to see how it grows increasingly difficult and painful for Grandma to make this daily trek. It is a travesty that Grandma cannot see Grandpa whenever she wants to.

In this travesty, it is such a joy to know there is a hope in the form of the proposed bill SB #190 SD1 that will give the Department of Human Services the ability to allow married couples to be cared for in the same Community Care Foster Family home when both are private pay patients in programs that limit the number of private pay vs. Medicaid patients.

I fully support SB #190 SD1 and humbly ask that this bill be pushed through so that Grandpa and Grandma will be able to live the rest of their lives together as husband and wife.

Mahalo,

Gordon Hsia  
(808) 779-5194  
1624 Kanunu St Apt 604  
Honolulu, HI 96814  
[hsiag001@hawaii.rr.com](mailto:hsiag001@hawaii.rr.com)



Conrad Hokama  
1992 Waianuenue Avenue  
Hilo, Hawaii 96720  
PH: 808-935-4085

March 12, 2009

Hawaii State House of Representatives  
Human Service Committee  
Representative John Mizuno, Chairperson  
Representative Tom Brower, Vice-Chair  
Representative Della Au Bellatti  
Representative Joe Bertram  
Representative Mele Carroll  
Representative Scott Nishimoto  
Representative Maile Shimabukuro  
Representative Ryan Yamane  
Representative Gene Ward

Re: SB 190, SD 1 Relating to Community Care Foster Family Homes

Representatives:

I am writing in support of Senate Bill 190, SD 1 that would allow a private paying married couple to stay in the same adult foster care home.

In this day and age with the advancement of medical technology that allows our Hawaii residents to live longer, it would be sensible to allow a married couple to live together in order to maintain a family environment although it may be in an adult foster care home.

We should amend the laws in order to support keeping the family unit together. This is Hawaii and the spiritual and emotional support that comes with living as a family unit has always been a way of life for many of us. This arrangement would enhance the quality of life for those who have been fortunate to live a long life but need assistance to get by in their daily activities.

The key here is to give the people a choice to live together should they choose to do so. The long-term trend of our citizens living longer certainly will put more couples in this predicament in the future. In the spirit of "Ohana", I ask for your favorable consideration of this bill.

My Warmest Aloha,



Conrad Hokama

[REDACTED]

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**From:** Alan Parker [REDACTED]@hcoahawaii.org]  
**Sent:** Friday, March 13, 2009 3:15 PM  
**To:** HUS testimony; Brenda Isa; Horace Farr; Lito Asuncion; Paule Work; Sally wehrsig; Vicki Belluomini; Woody Kita; Deborah Gray; Deidre Sumic; pauline.hcoa@hawaiiintel.net  
**Subject:** SB 190, SD1

To the House Committee on Human Services, who have scheduled a Public Hearing on Monday, March 16, 2009, at 8:00 am in Conference Room 329.

Honorable Chairs and Members of the Committee:

I am in support of **SB 190 - SD1** that will allow the Department of Human Services to accept two private pay clients to live together in a Community Care Foster Family home when those two private pay clients share a relationship as defined by the department.

The bill provides adequate safeguards to protect receipt of federal aid. I also believe these situations are not prevalent enough to warrant the social consequences such regulations may pose on life-long relationships.

I thank you for this opportunity to provide testimony.

Alan R. Parker  
Executive on Aging  
Hawaii County Office of Aging  
[arparker@hcoahawaii.org](mailto:arparker@hcoahawaii.org)

To: Human Services Committee Members, Rep. John Mizuno, Chairperson

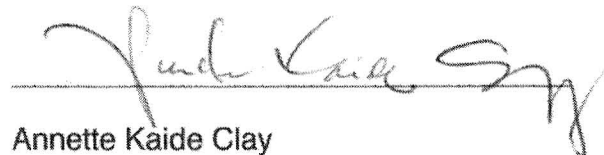
Subject: Support for SB190 SD1

Date: March 09, 2009

We, the undersigned, Mr. & Mrs. Randall James Clay do herewith submit to you our testimonial and endorsement in support of SB190 SD1. Our relationship to Sidney and Terry Kaide is as follows: Annette Kaide Clay is their eldest daughter, Randall James Clay is her husband and their son-in-law. For our family, time is of the essence as our parents are in their twilight years and both are in extremely poor health. The current situation of Terry Kaide not being able to take care of herself was not anticipated 2 years ago after several back surgeries left her unable to live without daily assisted care. Meanwhile the option to move Sidney Kaide was not a viable choice as he had been in his Community Care Foster Family home for over 5 years and his health precludes it. Therefore, we thank you for recommending passage of the bill as it brings to light the need for Community Care Foster Family homes licensed to give Foster Family care to families in our community.



Randall James Clay



Annette Kaide Clay

**Date: March 13, 2009**

**To: John Mizuno  
Chair, Human Services Committee**

**From: Erlinda Villena and Family**

**Re: SB 190 SD1 Relating To Community Care Foster Family Home**

**We strongly support the SB 190 SD 1 that allows a married couple – husband and wife to live in a foster family home.**

**We believe the sanctity of husband and wife marriage. Whoever has vowed together should live together because that is what they have committed when they receive the sacrament of their marriage. Let no man separate husband and wife.**

**Please pass this bill and consider husband and wife living together.**

**Thank you very much for your consideration.**

**[REDACTED]**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Sunday, March 15, 2009 12:51 AM  
**To:** HUS testimony  
**Cc:** **[REDACTED]**@hawaiiantel.net  
**Subject:** Testimony for SB190 on 3/16/2009 8:00:00 AM

Testimony for HUS, 3/16/2009 8:00:00 AM SB190

Conference room: 329  
Testifier position: support  
Testifier will be present: No  
Submitted by: Pauline Brault  
Organization: Individual  
Address: **[REDACTED]** HPP Keaau, Hawaii  
Phone: 808 **[REDACTED]**  
E-mail: **[REDACTED]**@hawaiiantel.net  
Submitted on: 3/15/2009

Comments:

~~XXXXXXXXXX~~

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Saturday, March 14, 2009 5:40 PM  
**To:** HUS testimony  
**Cc:** ~~XXXXXXXXXX~~@hotmail.com  
**Subject:** Testimony for SB190 on 3/16/2009 8:00:00 AM

Testimony for HUS 3/16/2009 8:00:00 AM SB190

Conference room: 329  
Testifier position: support  
Testifier will be present: No  
Submitted by: Carl Okuyama  
Organization: Individual  
Address:  
Phone: ~~XXXXXXXXXX~~  
E-mail: ~~XXXXXXXXXX~~@hotmail.com  
Submitted on: 3/14/2009

**Comments:**

Please continue to support married couples living together in their golden years. It's such a heart break to live with your spouse for 63 years and a law keeps you apart. They are not asking for anything except to be together. We support SB 190.

Mahalo and Malama Pono,  
Carl and Amy Okuyama