

JAN 22 2010

S.B. NO. 2467

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# A BILL FOR AN ACT

RELATING TO HEALTHCARE.

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

1           SECTION 1. The legislature finds that residential care  
2 alternatives to nursing homes, such as intermediate care  
3 facilities and skilled nursing facilities, are becoming an  
4 important component of the long-term health care market as the  
5 State's population ages. The legislature finds that an  
6 assessment of the quality of care provided in these settings,  
7 including an assessment of the relative strengths and weaknesses  
8 of each care model will serve the interest of the public health,  
9 safety, and welfare and will assure that residential care is  
10 able to meet the future needs of Hawaii's aged and disabled  
11 population.

12           Accordingly, this Act:

13           (1) Establishes the intermediate care facility and skilled  
14 nursing facility interim study group to analyze the  
15 quality of care available at each intermediate care  
16 facility and skilled nursing facility in the State and  
17 to analyze the existing statutes and administrative  
18 rules that govern those facilities; and



1           (2) Directs the study group to make recommendations to  
2           improve the quality of care available at skilled  
3           nursing facilities and intermediate care facilities  
4           with the goals of making high-quality care available  
5           to all residents of care facilities, making  
6           residential intermediate care and skilled nursing care  
7           available to all Hawaii residents who need it, and  
8           developing community-based alternatives to residential  
9           care for Hawaii residents for whom it is appropriate.

10           SECTION 2. (a) There is established as a legislative  
11           study group exempt from chapter 92, Hawaii Revised Statutes, to  
12           be named the intermediate care facility and skilled nursing  
13           facility interim study group, which shall be appointed by the  
14           speaker of the house of representatives and the president of the  
15           senate.

16           The chairs of the house committee on health and the senate  
17           committee on health shall serve as co-chairs of the study group.  
18           Members of the study group, to be jointly appointed by the  
19           speaker of the house of representatives and the president of the  
20           senate, shall include:

21           (1) A representative from the John A. Burns school of  
22           medicine of the University of Hawaii;



- 1           (2) A representative of the office of public health
- 2                   studies at the University of Hawaii;
- 3           (3) A representative of the state department of health;
- 4           (4) A representative of the Hawaii Nurses Association;
- 5           (5) A resident or the caretaker of a resident of an
- 6                   intermediate care facility or skilled nursing
- 7                   facility; and
- 8           (6) A representative of the Case Management Society of
- 9                   America, Hawaii Chapter.

10           (b) The study group shall specifically review and analyze

11 chapters 321 and 323D, Hawaii Revised Statutes, and chapter 94,

12 Hawaii Administrative Rules as well as any other statutes or

13 administrative rules identified by the study group as relevant

14 to the provision of care at intermediate care facilities and

15 skilled nursing facilities. The study group shall also

16 investigate the quality of care provided at each intermediate

17 care facility and skilled nursing facility in the State.

18           The study group shall make recommendations to:

- 19           (1) Make high-quality care available to all residents of
- 20                   skilled nursing facilities and intermediate care
- 21                   facilities in the State;



- 1           (2) Make residential intermediate care and skilled nursing
- 2                   care available to all Hawaii residents who need it;
- 3           (3) Develop community-based alternatives to residential
- 4                   care for Hawaii residents for whom it is appropriate;
- 5                   and
- 6           (4) Revise existing statutes and administrative rules to
- 7                   accomplish the goals of this Act.

8           The legislative reference bureau shall provide technical  
9 assistance to the study group to ensure clarity and conformance  
10 with proper statutory construction.

11           The study group shall submit its findings and  
12 recommendations, including proposed legislation, to the  
13 legislature no later than twenty days before the convening of  
14 the regular session of 2011.

15           SECTION 3. This Act shall take effect July 1, 2010.

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INTRODUCED BY: Enzanne Chun Oaliland  
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**Report Title:**

Intermediate Care Facilities; Skilled Nursing Facilities

**Description:**

Establishes the intermediate care facilities and skilled nursing facilities interim study group.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

