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# A BILL FOR AN ACT

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES.

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

1           SECTION 1. Section 346-331, Hawaii Revised Statutes, is  
2 amended by amending the definition of "community care foster  
3 family home" to read as follows:

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

6           (1) Is regulated by the department in accordance with  
7 rules that are equitable in relation to rules that  
8 govern expanded adult residential care homes;

9           (2) Is issued a certificate of approval by the department  
10 or its designee to provide, for a fee, twenty-four-  
11 hour living accommodations, including personal care  
12 and homemaker services, for not more than two adults  
13 at any one time, at least one of whom shall be a  
14 medicaid recipient, who are at the nursing facility  
15 level of care, who are unrelated to the foster family,  
16 and who are receiving the services of a licensed home  
17 and community-based case management agency; provided  
18 that the department, in its discretion, may certify a



1 home for a third adult who is at the nursing level of  
2 care and a medicaid recipient; provided that the  
3 primary [~~and substitute caregivers are certified nurse~~  
4 ~~aides who have]~~ caregiver is a certified nurse aide as  
5 defined in section 457A-1.5 who has completed a state-  
6 approved training program and other training as  
7 required by the department and the substitute  
8 caregiver is a nurse aide as defined in section 457A-  
9 1.5; and

10 (3) Does not include expanded adult residential care homes  
11 or assisted living facilities, which shall continue to  
12 be licensed by the department of health."

13 SECTION 2. Statutory material to be repealed is bracketed  
14 and stricken. New statutory material is underscored.

15 SECTION 3. This Act shall take effect upon its approval.



**Report Title:**

Community Care Foster Family Homes

**Description:**

Amends previous caregiving requirements to specify that in Community Care Foster Family Homes approved for a maximum of three clients, the primary caregiver must be a certified nurse aide and the substitute caregiver must be a nurse aide. (HB739 HD1)

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

