

JAN 26 2011

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,
2 is 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 Statutory material to be repealed is bracketed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.

16 INTRODUCED BY:

Will Eyer

J.L.H.

Theranne Chun Cascard

James L. ...
...



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.

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