
A BILL FOR AN ACT

RELATING TO MEDICAID.

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

1 SECTION 1. Independently performing activities of daily
2 living can become more difficult for individuals as they age. A
3 large portion of Hawaii's aging population is medicaid-eligible
4 and find themselves in need of long-term care. Due to a
5 shortage of care providers in Hawaii, the preference of the
6 elderly to age in place with their families, and the high cost
7 of long-term care, family caregiving has become more prevalent.
8 However, family caregivers are often uncompensated for their
9 services. According to a recent report by the AARP Public
10 Policy Institute in Washington, D.C., Hawaii has 169,000
11 caregivers at any given time who provide unpaid assistance to
12 elderly, chronically ill, or disabled family members or friends.

13 The purpose of this Act is to allow medicaid recipients who
14 receive long-term care the option of using medicaid funds to pay
15 family members for in-home care services.

16 SECTION 2. Section 346D-1, Hawaii Revised Statutes, is
17 amended by adding a new definition to be appropriately inserted
18 and to read as follows:



1 "Family member" means the waiver program individual's
2 birth parents, adoptive parents or stepparents, siblings or
3 stepsiblings, children or stepchildren, grandparents,
4 grandchildren, niece, nephew, aunt, uncle, or spouse who is at
5 least eighteen years of age."

6 SECTION 3. Section 346D-4, Hawaii Revised Statutes, is
7 amended by amending subsection (b) to read as follows:

8 "(b) The program shall provide the services in the most
9 economic manner feasible which is compatible with preserving
10 quality of care through:

11 (1) Informal care providers, such as family members,
12 friends, or neighbors who regularly provide specific
13 services without remuneration and not as a part of any
14 organized volunteer activity;

15 (2) Family members hired and directed by the waiver
16 program individual to provide specific approved in-
17 home care services;

18 [~~2~~] (3) Individual providers hired and directed by the
19 waiver program individual to provide specific approved
20 services;



1 ~~[(3)]~~ (4) Contracts with agency providers, such as home
2 care agencies and public or private health and social
3 service organizations;

4 ~~[(4)]~~ (5) Contracts with individual providers, such as
5 counselors, nurses, therapists, and residential
6 alternative program operators who provide services for
7 the waiver program; and

8 ~~[(5)]~~ (6) Program personnel, such as social workers and
9 nurses who are hired by the waiver program to provide
10 specific services."

11 SECTION 4. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 5. This Act shall take effect upon its approval.

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H.B. NO. 2189

Report Title:

Medicaid Home and Community-Based Waiver Programs; Family Member

Description:

Requires medicaid home and community-based waiver programs to allow family members hired and directed by the waiver program individual to provide specific approved in-home care services to the individual.

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