

Honolulu, Hawaii

March 2, 2012

RE: H.B. No. 2448
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 2448, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO MEDICAID,"

begs leave to report as follows:

The purpose of this measure is to assist the Department of Human Services in recovering moneys owed by third parties responsible for injuries to Medicaid recipients. Specifically, this measure establishes formulas for calculating the amount to be contributed by the Department of Human Services towards a Medicaid recipient's attorney fees and costs in lieu of recovering the full amount of a lien for reimbursement for medical expenses on its own.

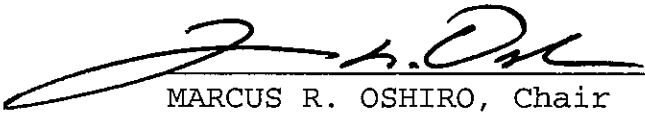
The Attorney General and Hawaii Association for Justice supported the measure.

Your Committee notes that the Attorney General requested the term "value of damages" be reinserted into the bill and defined, for the limited purpose of reimbursing Medicaid for benefits paid out, as "the total amount that a Medicaid recipient receives from a settlement or what a court or jury awards to the Medicaid recipient at trial." Your Committee respectfully requests that as this bill moves through the legislative process, future deliberations on this measure include consideration of adding the definition of "value of damages."



As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2448, H.D. 2, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Finance,


MARCUS R. OSHIRO, Chair



