

Honolulu, Hawaii

FEB 16 2012

RE: S.B. No. 2126  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committees on Health and Human Services and Judiciary and Labor, to which was referred S.B. No. 2126 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH CARE,"

beg leave to report as follows:

The purpose and intent of this measure is to consolidate the authority, duties, responsibilities, and jurisdiction of the Department of Human Services and the Department of Health, as they relate to various health care services and to transfer the programs of the Department of Human Services relating to home and community-based case management, community care foster family homes, and adult day care to the Department of Health.

Your Committees received testimony in support of this measure from the Policy Advisory Board for Elder Affairs and two individuals. Your Committees received testimony in opposition to this measure from the Filipino Chamber of Commerce of Hawaii. Your Committees received comments on this measure from the Department of Health, Department of Human Resources Development, and the Case Management Council.

Your Committees find that the Department of Health has an established Office of Health Care Assurance that manages state licensing and federal certification of medical and health care facilities, agencies, and services provided throughout the State to ensure compliance with established standards of care. Given the Office's existing functions, your Committees find that similar health care services currently provided by the Department of Human



Services and the Department of Health should be consolidated under the jurisdiction of the Office of Health Care Assurance to improve the efficiency, capacity, and quality of state health care services.

Your Committees have amended this measure by:

- (1) Adding an appropriation for the Department of Health to perform the duties and services that are not sufficiently funded by the funds transferred from the Department of Human Services;
- (2) Adopting the Department of Human Resources Development's language, regarding the rights and benefits of the employees to be transferred to the Department of Health;
- (3) Inserting an effective date of January 1, 2050, to allow for further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2126, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2126, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Health and Human  
Services and Judiciary and  
Labor,



SUZANNE CHUN OAKLAND, Chair



JOSH GREEN, M.D., Chair



CLAYTON HEE, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Health**  
**HTH**

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>SB 2126</i>	<i>HTH/HMS/JOL, WAM</i>	<i>2/06/12</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GREEN, M.D., Josh (C)	/			
NISHIHARA, Clarence K. (VC)	/			
BAKER, Rosalyn H.	/			
CHUN OAKLAND, Suzanne	/			
SHIMABUKURO, Maile	/			
WAKAI, Glenn				/
SLOM, Sam				/
<b>TOTAL</b>	<i>5</i>	<i>0</i>	<i>0</i>	<i>2</i>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <span style="margin-left: 200px;"><input type="checkbox"/> Not Adopted</span>				
Chair's or Designee's Signature:				
<i>Clarence K. Nishihara</i>				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes

The Senate  
 Twenty-Sixth Legislature  
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**Record of Votes**  
**Committee on Human Services**  
**HMS**

Bill / Resolution No.:* <i>SB 2126</i>	Committee Referral: <i>HTH/HMS/SDL, WAM</i>	Date: <i>2-6-12</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
CHUN OAKLAND, Suzanne (C)	✓			
IHARA, Jr., Les (VC)	✓			
GREEN, M.D., Josh	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<i>3</i>	<i>0</i>	<i>0</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

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 Twenty-Sixth Legislature  
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**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:*	Committee Referral:	Date:	
SB 2126	HTH/HMS/JDL, WAM	2/6/12	
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____			
The Recommendation is:			
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313			
Members	Aye	Aye (WR)	Nay
HEE, Clayton (C)	✓		
SHIMABUKURO, Maile (VC)	✓		
GABBARD, Mike			✓
IHARA, Jr., Les	✓		
SLOM, Sam			✓
<b>TOTAL</b>	<b>3</b>		<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted			
Chair's or Designee's Signature: 			
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy			

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