

Honolulu, Hawaii

March 23, 2012

RE: S.B. No. 2712
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 Judiciary, to which was referred S.B. No. 2712, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MEDICAID,"

begs leave to report as follows:

The purpose of this measure is to improve efficiency in administration of the State's Medicaid program by:

- (1) Defining the term "medical institution" as it relates to medical liens;
- (2) Requiring the Department of Human Services, in collaboration with relevant stakeholders, to revise the methodology for determining the level of acuity of nursing facility residents who are Medicaid recipients, and to develop a referral system for discharging hospital patients to nursing homes and long-term care facilities;
- (3) Requiring the Department of Transportation and the Department of Transportation Services of the City and County of Honolulu to study non-emergency transportation; and
- (4) Prohibiting the modification of Medicaid reimbursement policies without advance notice to affected health care providers.



The Department of the Attorney General and the Department of Human Services supported parts of the measure and offered comments.

Your Committee has amended the measure by:

- (1) Removing the transportation study because it did not fit within the title of the bill;
- (2) Removing the provision relating to the regulation of contractor reimbursement to avoid constitutional problems; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2712, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 2712, H.D. 2.

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



GILBERT KEITH-AGARAN, Chair



