

NEIL ABERCROMBIE
GOVERNOR



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STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES

P. O. Box 339
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March 29, 2012

TO: The Honorable Marcus R. Oshiro, Chair
House Committee on Finance

FROM: Patricia McManaman, Director

SUBJECT: **S.B. 2833, S.D. 1, H.D. 1 – RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES FOR PERSONS WITH DEVELOPMENTAL AND INTELLECTUAL DISABILITIES**

Hearing: Thursday, March 29, 2012; 11:00 a.m.
Conference Room 308, State Capitol

PURPOSE: The purpose of S.B. 2833, S.D. 1, H.D. 1, is to amend the definition of "employment" in various sections of the Hawaii Revised Statutes by clarifying the "domestic services" exclusion for services to persons with developmental and intellectual disabilities.

DEPARTMENT'S POSITION: The Department of Human Services (DHS) supports this Administration bill which will increase the access for individuals with developmental and intellectual disabilities to needed services and to also have flexibility in obtaining those services.

Thank you for the opportunity to provide testimony on this bill.



STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. Box 3378
HONOLULU, HAWAII 96801-3378

In reply, please refer to:
File:

House Committee on Finance

S.B. 2833, S.D. 1, H.D. 1, Relating to Employment Exemption for Domestic
Services for Persons with Developmental and Intellectual Disabilities

Testimony of Loretta J. Fuddy, A.C.S.W., M.P.H.
Director of Health

March 29, 2012

- 1 **Department's Position:** The department strongly supports this administration proposal.
- 2 **Fiscal Implications:** None.
- 3 **Purpose and Justification:** S.B. 2833, S.D. 1, H.D. 1 will amend Chapter 383-7, 386-1, 392-5, and 393-5,
4 Hawaii Revised Statutes, to exempt recipients of federally funded social service payments with
5 developmental and intellectual disabilities from providing unemployment insurance, workers
6 compensation, temporary disability insurance, and pre-paid health care.
- 7 S.B. 2833, S.D. 1, H.D. 1 will provide clarification by exempting recipients of the Department of Human
8 Services state-funded home and community based services from having to provide unemployment
9 insurance, workers compensation, temporary disability insurance, and pre-paid health care. This
10 exemption will allow flexibility for individuals receiving state funded medical assistance but, ineligible
11 for Medicaid (Home and Community Based Services Medicaid Waiver program). These individuals
12 will not have to pay those fees when service is performed by an individual whose services are contracted
13 by a recipient of social service payments either as an independent contractor or employee of the
14 individual.

- 1 The Department of Health supports S.B. 2833, S.D. 1, H.D. 1 as it will allow individuals with
- 2 developmental and intellectual disabilities greater access to needed services and the flexibility in obtaining
- 3 such services.
- 4 Thank you for this opportunity to testify.

FINTestimony

From: mailinglist@capitol.hawaii.gov
ent: Wednesday, March 28, 2012 5:06 PM
To: FINTestimony
Cc: robertscottwall@yahoo.com
Subject: Testimony for SB2833 on 3/29/2012 11:00:00 AM

Testimony for FIN 3/29/2012 11:00:00 AM SB2833

Conference room: 308
Testifier position: Support
Testifier will be present: No
Submitted by: Scott Wall
Organization: United Self Help
E-mail: robertscottwall@yahoo.com
Submitted on: 3/28/2012

Comments: