
A BILL FOR AN ACT

RELATING TO CERTIFICATION AND LICENSURE FEES.

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

1 SECTION 1. The legislature finds that the department of
2 human services continues to experience growth in enrollment
3 across its programs. Since 2008, enrollment in the temporary
4 assistance for needy families and temporary assistance for other
5 needy families programs has increased approximately nineteen per
6 cent and the number of general assistance beneficiaries has
7 increased by twenty-four per cent. Enrollment in the department
8 of human services' programs is expected to continue to rise.

9 The legislature finds that other state governments charge
10 fees for licensures and certifications as revenue-producing
11 activities to offset their human services budget deficits.

12 The department of human services and the department of
13 health are working towards consolidating major oversight
14 functions within the department of health, including licensing
15 and certification functions for community care foster family
16 homes, community case management agencies, and adult day care
17 centers in the State. The department of human services, which
18 retains oversight and major functions of those programs until



1 July 1, 2014, and retains oversight of the training and
2 certification of nurse aides after that date, is directed by
3 this Act to recommend the fees for these licensing and
4 certification functions.

5 The legislature further finds that the fee recommendations
6 by the department of human services will facilitate a smooth
7 transition of major functions from the department of human
8 services to the department of health by July 1, 2014, by
9 providing the department of health with an immediate basis for
10 collection of licensure and certification fees.

11 SECTION 2. Chapter 346, Hawaii Revised Statutes, is
12 amended by adding a new section to be appropriately designated
13 and to read as follows:

14 "§346- Fee assessments. As part of any plan for the
15 transfer of jurisdiction over community-based case management
16 agencies, community care foster family homes, and adult day care
17 centers from the department of human services to the department
18 of health pursuant to Act 93, Session Laws of Hawaii 2012, the
19 director of human services shall gather relevant data and
20 recommend reasonable fees to be assessed for certification,
21 licensure, certification renewal, or license renewal for
22 certified or licensed providers of home and community-based case



1 management, community care foster family home, and adult day
2 care center services. The department of health shall adopt such
3 fees by rule pursuant to chapter 91 to be effective as of July
4 1, 2014."

5 SECTION 3. Section 346-46, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§346-46 Certified nurse aides; training programs and**
8 **recertification.** The director shall:

9 (1) Approve training programs for nurse aides and ensure
10 that the training programs comply with all applicable
11 federal and state requirements;

12 (2) Approve and arrange for the recertification process
13 for nurse aides who work in medicare or medicaid
14 certified nursing facilities;

15 (3) Approve and arrange for the recertification process
16 for nurse aides who work in state-licensed or state-
17 certified health care settings; [~~and~~]

18 (4) Require recertification not less than every two years.
19 The number of continuing education hours required for
20 recertification shall not exceed twenty-four hours,
21 except as specified by federal law[~~-~~]; and



1 (5) Recommend fees for training and recertification of
2 nurse aides pursuant to this section."

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

5 SECTION 5. This Act shall take effect on July 1, 2013.



Report Title:

Department of Human Services; Licensing and Certification Fees

Description:

Requires DHS to gather data and recommend fees for licensure and certification of certain programs transferred to DOH. Requires DHS to recommend fees for training and recertification of nurse aides. Effective July 1, 2013. (HB1208 HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

