
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-based case management agencies, and adult day
17 care centers in the State. The department of human services,
18 which retains oversight and major functions of those programs



1 until July 1, 2014, is directed by this Act to recommend the
2 fees for these licensing and certification functions.

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

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

12 "§346- Fee assessments. As part of any plan for the
13 transfer of jurisdiction over community-based case management
14 agencies, community care foster family homes, and adult day care
15 centers from the department of human services to the department
16 of health pursuant to Act 93, Session Laws of Hawaii 2012, the
17 director of human services shall gather relevant data and
18 recommend reasonable fees to be assessed for certification,
19 licensure, certification renewal, or license renewal for
20 certified or licensed providers of home- and community-based
21 case management, community care foster family home, and adult
22 day care center services. The department of health may adopt



1 the department of human services' recommendations of such fees
2 as the department of health acts to set, and consequently
3 collect, their determined fees by rule pursuant to chapter 91 to
4 be effective as of July 1, 2014."

5 SECTION 3. The department of human services shall submit a
6 report to the legislature no later than twenty days before the
7 convening of the regular session of 2014 that includes the
8 department's findings, based on relevant data and
9 recommendations, for reasonable fees to be assessed for
10 certification, licensure, certification renewal, or license
11 renewal for certified or licensed providers of home and
12 community-based case management, community care foster family
13 home, and adult day care center services.

14 SECTION 4. New statutory material is underscored.

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



Report Title:

Department of Human Services; Licensing and Certification Fees

Description:

Requires the Department of Human Services to gather data and recommend fees for licensure and certification of certain programs transferred to the Department of Health. Requires Department of Human Services to report findings and fee recommendations to the Legislature no later than twenty days prior to 2014 Regular Session. Effective July 1, 2013. (HB1208 HD2)

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