

HB 529, HD1, SD1

Measure Title: RELATING TO CARE HOMES.

Report Title: Care Home Operators; Liability Insurance

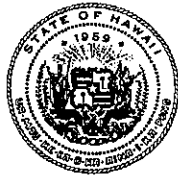
Description: Requires all operators of adult foster homes, assisted living facilities, expanded adult residential care homes, community care foster family homes, and developmental disabilities domiciliary homes to hold a sufficient amount of liability insurance and automobile liability insurance. (SD1)

Companion:

Package: Filipino

Current Referral: HMS, CPN

Introducer(s): MIZUNO



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

In reply, please refer to:
File:

Senate Committee on Commerce and Consumer Protection

HB 0529, HD 1, SD 1, Relating to Care Homes

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

March 28, 2013

1 **Department's Position:** The department supports the intent of this bill but wishes to provide additional
2 comments aimed at safeguarding clients with developmental disabilities (DD).

3 **Fiscal Implications:** DOH would incur the costs of staff time and effort to revise the administrative
4 rules to include the requirement to obtain and maintain liability insurance.

5 **Purpose and Justification:** Senate Draft 1 of this bill increased the number of developmentally
6 disabled clients that can be served in a DD adult foster home. An increase in the number of DD beds in
7 an adult foster home diminishes the intent of the home and is unnecessary. Having 3 DD clients
8 changes the concept from a family home to a group home and diminishes the ability of a family to
9 provide the quality of relationships that make a foster home different from a higher-capacity facility-
10 based long term care setting. In addition, there is currently an excess amount of unfilled beds in the
11 department's DD adult foster homes on Oahu and the DD Division has not been doing any active
12 recruiting. The actual needs are for homes that are wheelchair accessible, more homes (not beds in a
13 home) on the neighbor islands, and homes that can manage individuals with challenging behaviors
14 rather than an increase in beds at all DD adult foster homes.

1 The department has done a good job of creating family settings through the DD adult foster
2 home program as well as group home settings through DD domiciliary homes. Since the department
3 already licenses DD domiciliary homes for up to 5 DD clients, there is no need to increase the census in
4 DD adult foster homes.

5 Thank you for the opportunity to comment.



STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
P. O. Box 339
Honolulu, Hawaii 96809-0339

March 28, 2013

MEMORANDUM

TO: The Honorable Rosalyn H. Baker, Chair
Senate Committee on Commerce and Consumer Protection

FROM: Patricia McManaman, Director

SUBJECT: **H.B. 529, H.D. 1, S.D. 1 - RELATING TO CARE HOMES**

Hearing: Thursday, March 28, 2013; 9:30 a.m.
Conference Room 229, State Capitol

PURPOSE: The purpose of H.B. 529, H.D. 1, S.D. 1, is to require all operators of adult foster homes, assisted living facilities, expanded adult residential care homes, community care foster family homes, and developmental disabilities domiciliary homes to hold a sufficient amount of liability insurance and automobile liability insurance.

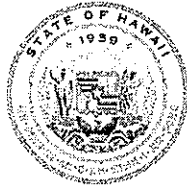
DEPARTMENT'S POSITION: The Department of Human Services (DHS) supports Section 2 of H.B. 529, H.D. 1, S.D. 1, which requires community care foster family homes to obtain and maintain liability insurance and automobile liability insurance.

The DHS also supports Section 5 extending the repeal date for Act 221, Session Laws of Hawaii to July 1, 2014. Pursuant to Act 221, SLH 2011, the DHS has continued to evaluate the effectiveness of the substitute caregiver requirements as specified in this Act. The DHS worked diligently with the community to develop a compromise in Act 221 which will sunset June 30, 2013 unless the repeal date is extended. Effective July 1, 2014, the community care foster family program will be transferred to the Department

of Health (DOH). The DOH has already enacted legislation, effective July 1, 2014, incorporating the caregiver requirements in Act 221.

The DHS defers to the Department of Health (DOH) regarding the provisions of Sections 1, 3 and 4 that pertain to the facilities under DOH's jurisdiction.

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



STATE OF HAWAII
STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
919 ALA MOANA BOULEVARD, ROOM 113
HONOLULU, HAWAII 96814
TELEPHONE: (808) 586-8100 FAX: (808) 586-7543
March 28, 2013

The Honorable Rosalyn H. Baker, Chair
Senate Committee on Commerce and Consumer Protection
Twenty-Seventh Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Senator Baker and Members of the Committee:

SUBJECT: HB 529 HD1 SD1- RELATING TO CARE HOMES

The State Council on Developmental Disabilities (DD) has the following comments regarding HB 529 HD1 SD1. The bill requires all operators of adult foster homes, assisted living facilities, expanded adult residential care homes, community care foster family homes, and DD domiciliary homes to hold a sufficient amount of liability insurance and automobile liability insurance, and increases the amount of adults with developmental or intellectual disabilities (DD or ID).

The Council supports the intent of the provisions that require all operators of the above mentioned homes and facilities to hold sufficient liability and automobile liability insurance.

However, we have concerns about the increase in the number adults with DD or ID that is noted in Section 3 on Page 3, lines 13-21. The intent of certifying adult foster homes for up to two adults with DD or ID was to provide a "family" home versus a "group" home. Increasing the number from two adults to three adults clearly moves away from that intent and in the direction of the group home model. Nationally, the group home model is moving toward smaller residential settings, such as adult foster homes and individualized supported living options. If operators of adult foster homes want to provide care and support for more than two individuals, then they should consider becoming licensed through the Department of Health as a DD domiciliary home provider, which would allow up to five individuals to live in that setting.

In light of the above, we respectfully ask for your consideration to amend the bill to its original language by deleting "three" and replacing it with "two" adults with DD or ID on Page 3, lines 14 and 20. We are aware that there may be individual specific situations that include, but are not limited to:

- 1) An individual may choose a home that already has two adults and the operator is capable and has the capacity to accommodate that individual.

The Honorable Rosalyn H. Baker
Page 2
March 28, 2013

- 2) The operator is the only one certified and available to provide specialized care and supports for that individual's particular needs.

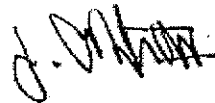
For those above situations, an option to consider is to add a provision that "the Director of Health may waive the two adult limit for certification of that home, provided that the number of adults with DD or ID shall not exceed three adults with DD or ID." This provision is similar to the language on Page 3, lines 16-22, and Page 4, lines 1-3. This provision would not be an across-the-board increase in the number of adults with DD or ID that could reside in an adult foster home. There would be flexibility by allowing the Director of Health to waive the two adult restriction on an individual basis.

Thank you for the opportunity to submit comments regarding HB 529 HD1 SD1. We appreciate your consideration of our proposed amendments.

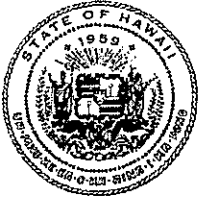
Sincerely,



Waynette K.Y. Cabral, MSW
Executive Administrator



J. Curtis Tyler
Chair



DISABILITY AND COMMUNICATION ACCESS BOARD

919 Ala Moana Boulevard, Room 101 • Honolulu, Hawaii 96814
Ph. (808) 586-8121 (V/TDD) • Fax (808) 586-8129

March 28, 2013

TESTIMONY TO THE SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

House Bill 529, HD1, SD1 – Relating to Adult Care Homes

The Disability and Communication Access Board (DCAB) takes no position on House Bill 529, HD1, SD1 – Relating to Adult Care Homes but offers comments. This measure requires all operators of adult foster homes, assisted living facilities, expanded adult residential care homes, community foster family homes and developmental disabilities domiciliary homes to hold sufficient amounts of liability insurance.

DCAB agrees that there should be licensing requirements for adult care homes both for the protection of the home operator and people that are served in the homes. Perhaps part of the licensing procedures may be included in the administrative rules so that a range of necessary insurance can be provided depending on the type of home it is and which Department is responsible for the licensing of the home and services provided.

DCAB defers to the Departments of Human Services, Health, and the State Council on Developmental Disabilities regarding other amendments that may be necessary for this bill.

Thank you for the opportunity to testify.

Respectfully submitted,

BARBARA FISCHLOWITZ-LEONG
Chairperson

FRANCINE WAI
Executive Director



ADULT FOSTER HOMES OF THE PACIFIC

P.O. Box 971450 Waipahu, Hawaii 96797

Caring for the Needs of the Caregivers as well as the Elderly and Disabled

March 28, 2013 Conference Room 229 @ 9:30am State Capitol

TO: COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Honorable Senator Rosalyn Baker, Chair

Honorable Brickwood Galuteria, Vice chair

My name is Margie Agliam former President of the Adult Foster Homes of the Pacific and representing 360 + caregivers in the community and I was a caregiver for over 13 years.

I am strongly support **HB529,HD1,SD1 RELATING TO CARE HOMES**
To requires all operators of adult foster homes, assisted living facilities, expanded adult residential care homes, community care foster family homes, and developmental disabilities domiciliary homes to maintain a sufficient amount of liability insurance: such as Professional Liability Insurance w/Malpractice and or error on omission, General Liability Insurance, Automobile Insurance and Home Insurance.

Based to our Hawaii Administrative Rules on CCFH Section 17-1454-49 Liability Insurance has been mandated by the Department of Human Services since this program was implemented with no amendment or changes in our Rules and in addition in order for us to be paid for our services and to admit client from OHANA and United Health Care they also requiring us to have Professional Liability Insurance with MALPRACTICE and or Error on Omissions, General Liability Insurance and Automobile Insurance . This is a State Law for we CAREGIVERS to be follow. Please review our contract from United Health Care Article IV, Section 4.7 under liability Insurance, and Ohana Article IV, Section 6.7 Facility Insurance. Stated that FACILITY shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of Automobile, General and Professional Liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or cause by performance under this agreement. Since I started 1999 I do not have any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The Automobile, General and Professional Liability (Malpractice) insurance will then set forth the protection of any unexpected death or personal injury to any clients in my home. MALPRACTICE means an improper or negligent treatment of a patient, as by any healthcare provider resulting damage, or loss. Like other professions that purchase professional liability insurance to protect themselves,

medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to make the following amendments to the bill: Under Section 346-334 of the Hawaii revised Statutes that all substitute caregivers for 3 clients should be 21 years and above and substitute caregivers should be NA Nurse Aid, instead of extending for 2 years please put it into LAW, remember we are underpaid we cannot afford to hire CNA paying them \$10 /hours we only getting \$41.06 per day from the state saving million dollars a year. Please I also request that all Primary Caregivers for 2 clients and 3 clients MUST be a CNA certified Nurse Aid.

The passage of this bill is for the protection of all caregivers in the community-base programs, as well as the clients, we are indirect contact with our clients 24/7 giving the best quality care possible. And fully assist and monitor clients who physically and mentally disabled. We are deligated by an RN Registered Nurse and Case Managers in performing and providing care for diabetic clients that are insulin dependents, client with tube feeding, MS (multiple sclerosis), Stroke, and administering medication.

Committee members I urge you to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in strong support HB529, HD1, SD1.

Yours truly

**Margie Agliam(Former President Adult foster Homes of the Pacific)
808 677-2201 or 381-3629**

HB529

Submitted on: 3/27/2013

Testimony for CPN on Mar 28, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Maria Corazon E. Cariaga	Big Island Adult Foster Home Operators	Support	No

Comments: On behalf of the Big Island Adult Foster Home Operators , we are in support of the HB 529 for our protection . Because our duties as a caregiver is very risky, Thank you for giving us the opportunity to testify. Respectfully, Maia Corazon E. Cariaga, President

HB529

Submitted on: 3/26/2013

Testimony for CPN on Mar 28, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Rebecca D. Welch	Case Manager of CMP	Support	No

Comments: I'm in favor of HB529 with malpractice coverage for the protection of our caregivers. Thank you for giving me the chance to testify. Respectfully, Rebecca D. Welch, RN, MPH

HB529

Submitted on: 3/26/2013

Testimony for CPN on Mar 28, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Robert de la Cruz	CCFFH OPERATOR	Support	No

Comments: I'm supporting this HB529 with malpractice coverage Thank you for giving me the chance to testify. Respectfully, Robert de la Cruz,CCFFH , primary caregiver

To: The Honorable Sen. Rosalyn H. Baker, Chair
Honorable Sen. Brickwood Galuteria, Vice Chair
and Members of the CPN Committee

HB529-Relating to Care Homes
(Liability Insurance)

Hearing on March 28, 2013 at 9:30AM
Conference Room 229

I strongly support the intent of HB529 HD1 SD1

My name is Myriam Tabaniag, a Registered Nurse and the First Vice President of the Alliance of Residential Care Administrators (ARCA), the leader and most active of the care home organizations in the State of Hawaii. I am presently managing two care homes in Kaneohe, Hawaii. My employments include 16 years of working in different hospitals in Virginia and Hawaii; and the last 12 years managing the 2 care homes in Kaneohe.

I would like to say that I would not even dare to start operation of a care home or foster care home without the proper or appropriate malpractice and professional liability insurance with sufficient coverage.

The reason is simple: Each health care provider is responsible for his or her own negligent acts, since malpractice is defined as “the negligent act of a person with specialized training and education.”

As a registered nurse, I have worked side by side with many highly skilled, professionally trained Certified Nurse Aides (CNAs) and Nurse Aides (NA) both in different health care settings and care homes. I understand very well what they do and how they strive to deliver quality care to patients or residents.

Unfortunately, mistakes, oversights, accidents, slips, mix-ups, errors, omissions or irresponsible acts do happen. These incidents usually occur when least expected and some of these unfortunate events may cause harm to the resident. Injured residents, either on their own, or encouraged by family members, friends or their attorneys, wind up taking their cases to the courts. As in any legal proceedings, when a medical malpractice law suit is filed as many people as possible will be named.

I strongly advocate that each health care provider should have a **medical malpractice and professional liability insurance with sufficient coverage** for “peace of mind” and most especially, the insurance is there, in case, it is needed.

Under Section 3 of this Bill, I also strongly support **the addition of the third client** to the two existing clients of the caregivers caring for the developmentally and intellectually disabled.

First and foremost, these clients are in loving and caring homes where they are nurtured and loved by these “special” caregivers. These residents are not only developmentally and intellectually disabled (DD/ID) but also have very challenging behaviors. Medical problems include autism, spastic and seizure disorders, attention deficit and hyperactivity disorder (ADHD), cerebral palsy, etc.

Researchers have reported that DD/ID clients thrive better when they live with loving and caring families in the community instead of being institutionalized. It has shown significant improvement in their adaptive skills and behavior, including choice making, more active and involved lifestyles, leading to a higher quality of life.

Secondly, these caregivers are saving the State millions of dollars a year. If these clients were to be institutionalized, the State would be paying from \$10,000-\$12,000 a month for each resident. These caregivers are only being paid an average of \$2500 a month.

Thirdly, because of the difficulty to care for these residents, these caregivers need a respite place so that they can also go on vacation or maybe take a day or two to unwind and recharge. Opening up a bed for each home could accommodate or give them the opportunity for a respite place.

The DD/ID caregivers have the capacity and ability to care for the third client. Most of their family members are trained substitutes for them. They already have their trained substitutes in place ready to take on the 3rd client for those who want to expand right away.

Thank you for allowing me to testify in **strong support of the intent HB529 HD1 SD1**



ADULT FOSTER HOMES OF THE PACIFIC

Amendment to Support HB 25 HD1 Related to Care Homes

The purpose of this measure is to require all operators of Assisted Living Facilities, Expanded Adult Residential Communities, Community Care Centers, Family Home Care, Licensed Residential Care Centers, and Licensed Residential Care Homes to maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain:

Aloha Senator Suzanne Chen Oakland Committee Chair on Human Services:

I am Strongly Support HB 25 HD1 Because based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be eighteen years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day; provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence. Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property. Thank you for giving me the opportunity to testify.

Truly yours,

Commelia G. Smiley

Email commeliasmiley@jshos.com



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

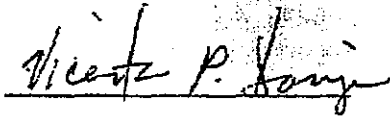
I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we are getting \$41.06 per day from the State. I also request the committee to include and add language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

Urge the committee members to please pass this bill because it is designed to protect our business, stakeholders and property

Thank you for providing the opportunity to testify in support HB529 (CNA) (SD)

Truly your



Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
 March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
 Senator Rosalyn Baker, Chair
 Senator Brickwood Galuteria, Vice Chair
 Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Obama Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HJR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly your



JUANITA SAGON PCG (CNA) 3/27/13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operators of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient as a healthcare provider resulting in damage or loss. Like other professions that practice general liability insurance to protect themselves medical malpractice insurance will ensure that protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional provision amending Section 17-1454-49 of the Hawaii Revised Statutes to require that the primary caregiver shall be 21 years of age. In addition to the amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529; HD1, SD1

Truly your

Mila Burcena / M Kamen CNA 3/27/13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @9:30am State Capitol

**TO: Committee on Commerce and Consumer Protection
 Senator Jocelyn Baker, Chair
 Senator Edward Galuteria, Vice Chair
 Members of the Committee**

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domicillary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

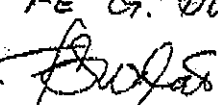
I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregiver's absence. (b) The substitute caregiver for the Section 1606(b) from June 30, 2013 to June 30, 2014 shall be a person who is licensed as a caregiver under the provisions of the law. (c) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (d) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (e) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (f) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (g) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (h) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (i) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (j) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (k) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (l) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (m) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (n) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (o) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (p) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (q) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (r) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (s) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (t) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (u) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (v) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (w) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (x) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (y) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law. (z) The substitute caregiver shall be a person who is licensed as a caregiver under the provisions of the law.

...the Commission shall have the authority to ...

Thank you for your opportunity to testify in support HB529, HB91, SB91

Best regards

FE G. DUMILATO - owner
 (808) 689-8702

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence? Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

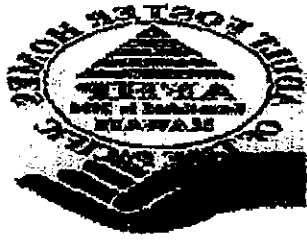
Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly your

ADELA D. SALCUP

Adelcup primary caregiver (677-8908)

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

p.2
 p.c

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HBS29 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HBS29 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohama Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into FIAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly yours

Benilda B. Sagabaen, CNA (PCG) 3/27/13

Printed Name, Signature, Title, & Date

Mar 27 13 02:55p

p. 1



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Obama Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

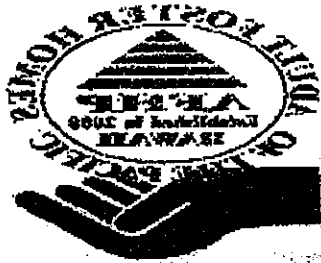
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly your

Maridel Sagun
 MARIDEL SAGUN - PCG - 3-27-13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HHS Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Welfare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes to read "The following persons shall be considered substitute caregivers shall be subject to the same requirements as those set forth in the amendments to this section" allowing temporary caregivers to be taken from licensed foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529 HD1 SD1

Truly your

Elina V. Tienra 3/27/13
Elina V. Tienra, AFHO President

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator David I. Baker, Chair
Senator Richard H. Gallant, Vice Chair
MEMBERS OF THE COMMITTEE

Testimony in Support of HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, books, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

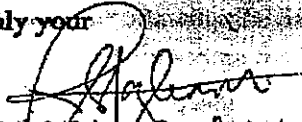
ar 28 13 09:55a

provided that the substitute caregiver is present in the community care foster family home during the primary care presence. Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30, 2014. The rate for the caregiver shall be \$10 per hour plus \$10 per hour for the CNA paying \$10/hour we are under paid currently getting \$41.00 per hour from the State. I also request the committee to include and add the language that requires PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a home.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529.HD1, SD1

Truly yours


RHODA S. AGLIAM

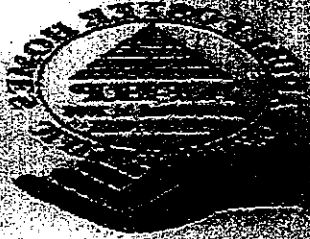
Printed Name, Signature, Title, & Date

(PCG OWNER)
(808) 671-6487

Mar 28 13 08:55

5036716487

p.2



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229, 2000A State Capitol

TO: COMMITTEE ON COMMERCIAL AND CONSUMER PROTECTION
STATE OF HAWAII
SENATOR JAMES HONOLULU VICE CHAIR

Testimony of [Name] on HB529 HD1, SD1

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules, the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance, and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance of the professional services; any problems in obtaining this expensive coverage will directly affect my business, my income, my assets, and financial welfare for my family. The point is that professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

Rhoda Aglam

808 671 6487

p.3
P.3

ar 28 13 09:55a

provided that the substitute caregiver is present in the community care foster family home during the presence of the client. This bill is for HB 229, HD 1, SD 1 from June 30, 2013. We are currently getting a bill for a CNA paying \$10/hour. We request the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a home.

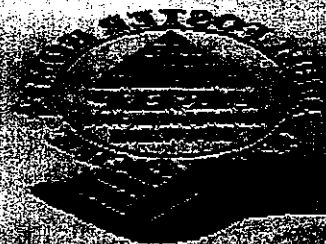
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholders and property.

Thank you for giving me the opportunity to testify in support HB 229, HD 1, SD 1

Truly your

Javier
ESPERANZA JAVIER 3/27/13
 PEG

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE STATE OF HAWAII

228-228-3300 ext 228-09-3000 State Capitol

Senator Marilyn Basuel

Testimony in Support of HB529 HD1, SD1 Relative to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Extended Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities Residential Care Homes to maintain and purchase sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services established this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this contract. I do not see any problems in obtaining this expensive coverage that will protect my clients, my employees, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

LENNY MALUYO

provided that the bill shall not apply to persons in the community care class family home during the primary care period from June 30, 2013 to June 29, 2014. During this period, if the bill is passed, we are under paid we are getting 391.00 per day from the State. I urge the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

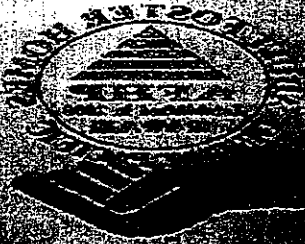
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholders and property.

Thank you for giving me the opportunity to testify in support HB529, HD1, SD1

Truly your

Marilyn Basuel
MARILYN BASUEL (Primary Caregiver) 3/27/13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2015 9:00 am 229 @ 9:30 am State Capitol

TO: Committee on Health Services, Consumer Protection,
Senior Services, and
Subcommittee on Adult Foster Care
MEMBER: JULIET ACOPA

Testimony in Support of HB 529 HD1, SD1

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance, and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees to obtain and maintain such policies of (a) such policies of general and professional liability insurance as necessary to insure Facility and Health Care Provider, respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my business. The general and professional liability (malpractice) insurance will then set forth the procedure to my unexpected death or personal injury claim of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregiver's absence. Extend the sunset date for the Section 206-334 from June 30, 2013 to June 30, 2014. If we cannot afford to hire a CNA paying \$10/hour we are under paid we only getting \$41.00 per day from the State. I also request the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

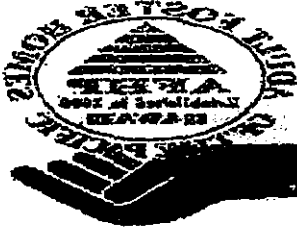
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529, HD1, SD1

Truly your

JULIET ACOPA
 Juliet Acoba Nurse 3-28-2013

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will help to protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day,

VICTORINA AGUSTIN P.C.A. Victorina Agustín 3/27/13

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529, HD1, SD1

Truly your

VICTORIA AUGUSTIN
Victoria Augustin Pella 3/27/13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC

1505 Kalia Road, Room 2218, 9130 State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Robert Baker, Chair
Senator Elizabeth Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1434-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance, and Welfare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facilities shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under the agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the... given... in the community... family home during
 the primary care... Please... date for the... from June 30,
 2013 to June 30, 2015... HRAK because we cannot afford... CNA paying \$10/hour
 we are under... \$2... from the... the committee to
 include and address... of... DE A
 (CNA) Certified Nurse... two... a home.

Please the committee... please pass the bill because it... protect our
 business, state... city.

Thank you for... in support PHS...



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

Mar 28 13 09:55a

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529, HD1, SD1

Truly your

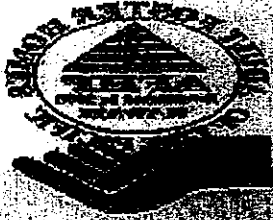


LUCRETIA M. PASTOR

Printed Name, Signature, Title, & Date
(POG OWNER) 03/27/13

Mar 27 13 02:55p

P-1



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Blackwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operators of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HIR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition, based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance, and Wellcare Health Insurance (Oahu Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to make an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

[Redacted signature and title area]

I urge the committee to please pass this measure in support of our business, stakeholders and property.

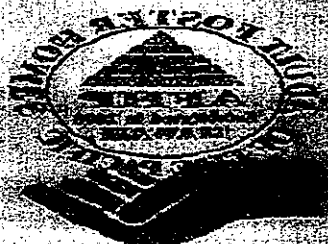
Thank you for giving me the opportunity to testify in support HB529 HD1, SD1

Truly your

M. S. Shuman, M. S. SHUMAN, FOSTER HOME OWNER

Printed Name, Signature, Title, & Date:

shumanm04@hawaii.rr.com



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @ 9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Ross Baker, Chair
Senator Wood Gauteria, Vice Chair
Members of the Committee

Testimony in Support of HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAK Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers, respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to my unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the caregiver receives a portion of the community care foster family home during the primary care period. This is a requirement for the State from June 30, 2013 to June 30, 2014. The caregiver must be a resident of the State and must be paying \$1000 per month into the community care fund. The caregiver must be a resident of the State. The caregiver must include and advise the caregiver that requires a PRIMARY CAREGIVER MUST BE A (CNA) Certified Nurse Assistant either certified by two clients or a state agency.

Please let me know if you need any more information because I am not working for your business, state or community.

Thank you for giving me the opportunity to testify in support HB529 SD1

Truly yours

Estela D. Ventura

Printed Name, Signature, Title, & Date

march 28, 2013
primary caregiver.
From: 2001
99 455 park st.
Area H 90101



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HBS29 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Extended Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities Domiciliary Homes to obtain and maintain a certain amount of general and professional liability insurance as well as malpractice insurance.

I am Strongly Support HBS29 HD1, SD1 Because according to our H.A.R. Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV Section 4.7 under Liability Insurance, and Wellcare Health Insurance (Oahu Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, home, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financial protect a healthcare provider that may be sued by a patient for various reasons.

I have no objection to include an additional requirement for the operators of the care homes to maintain an additional amount of general and professional liability insurance as well as malpractice insurance.

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support of HB 2713.

Truly yours

NORALYNE P. CANSANA

Noralyn P. Cansana PUG 2/27/13

Printed Name, Signature, Title, & Date

noralyn.p.cansana@yahoo.com

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Kyrie O'Shea

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully/

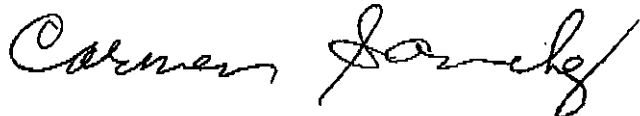

JOELLE LEE C. RAGSAC, RN-CM
CMP

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

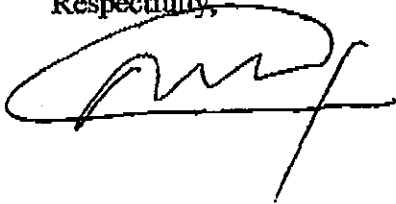
A handwritten signature in cursive script that reads "Carmen Sanchez". The signature is written in black ink and is positioned below the word "Respectfully,".

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

A handwritten signature in black ink, appearing to be a stylized name, possibly "M. Nishihara", written over a horizontal line.

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Kupua P. Thomas LPN, PCB

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013

Time: 9:30 AM

Place: Conference RM 229

Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Lelei S. Waini

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Luzonca B. Dela Rosa PCG

HB529

Submitted on: 3/25/2013

Testimony for CPN on Mar 28, 2013 09:30AM in Conference Room 229

Submitted By	Organization	Testifier Position	Present at Hearing
Victoria Baker	Individual	Support	No

HB529

Submitted on: 3/25/2013

Testimony for CPN on Mar 28, 2013 09:30AM in Conference Room 229

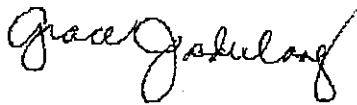
Submitted By	Organization	Testifier Position	Present at Hearing
Romeo Salom	Individual	Support	No

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gabsteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glen Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,



To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glen Wakai
Sam Slom
& Committee Members

Date: March 28, 2013

Time: 9:30 AM

Place: Conference RM 229

Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Maribel Gabate

To: Committee on CPN
Honorable Rosalyn H. Bakar, Chair
Brickwood Gahurais, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniuchi
Glenn Wakai
Sam Slem
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Loreita Cagal

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Erickwood Galmeria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Alino Casual

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Briekwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

EUGENIA ESTEBAN

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Briekwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Sokomon
Brian T. Taniguchi
Chen Wakaj
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HBS29

We are in support of the HBS29. We need an insurance to run our foster home businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Francis Pagan

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihera
Malama Solomon
Brian T. Taniuchi
Glean Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Troyal Solomon

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Rueda Ramos

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishihara
Mahana Solomon
Brian T. Taniguchi
Glenn Wakai
Sara Slom
& Committee Members

Date: March 28, 2013
Time: 9:50 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Felipino G. Andrews

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahuteria, Vice Chair
Clarence K. Nishikara
Malama Solomon
Brian T. Tsuniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:50 AM
Place: Conference RM 229
Topic: HBS29

We are in support of the HBS29. We need an insurance to run our foster home businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Josephine Gannal

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Briekwood Gaharsia, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Tsunoguchi
Olenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Mawadita Tsunoguchi

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galutaria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Bryan T. Taniguchi
Gleau Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Hilvia Ponglad

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gambia, Vice Chair
Clarence K. Nishihara
Mahana Solomon
Brian T. Tamiguchi
Glean Wekai
Sam Slem
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster home businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Thelma Gacula Lopez

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Breckwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Tamiguchi
Glenn Wakai
Sam Skom
& Committee Members

Date: March 28, 2015
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster home businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Malama Solomon

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Briekwood Gahleria, Vice Chair
Clarence K. Nishihara
Malaina Solomon
Brian T. Taniguchi
Gleam Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Christina Martinez

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishibara
Melana Solomon
Brian T. Tassinoli
Glen Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Leo Q. Latoran

To: Committee on CFN
Honorable Rosalyn H. Baker, Chair
Brickwood Galanteria, Vice Chair
Clarence K. Nishihara
Mahana Solomon
Brian T. Frignacki
Chern Weiss
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Conna de la Rosa

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahateria, Vice Chair
Clarence K. Nishitara
Malama Solomon
Brian T. Taniguchi
Glenn Walei
Sara Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster home businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Frances Marie E. Caniaga
Frances Marie E. Caniaga

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galantea, Vice Chair
Clarence K. Nishihara
Majama Sokmon
Brian T. Taniguchi
Glenn Wakai
Sam Slora
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Ethel Winona Ah Lo

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakei
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

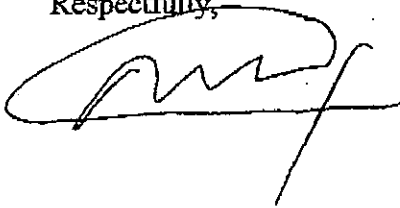
Yupui P. Thomas LFN, PCB

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

A handwritten signature in black ink, appearing to be a stylized name, possibly "Rosalyn H. Baker" or similar, written over a horizontal line.

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galunaria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Tamiguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,


Luzpina B. Dela Rosa PCO

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sara Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully/

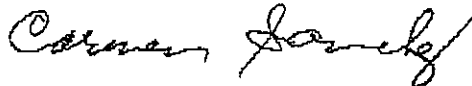

JOELLEE C. RAGSAC, RN-CM
CMP

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brinkwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

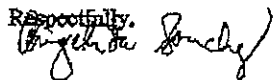


To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

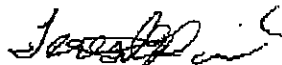


To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glen Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

A handwritten signature in black ink, appearing to read "Josephine", is written below the word "Respectfully,".

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Miyana Caro

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahnteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glen Wakai
Sam Skon
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Victoria Braker

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Skon
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Jolita Parasada

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Briekwood Galsterin, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference Rm 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Corina Fernandez

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nisinhama
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Pelly Cabayadao

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahuerta, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Tamiguchi
Glenn Wakai
Sam Stone
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

VIRGINIA DE LA CRUZ

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Tarriguchi
Glean Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 7:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Maressa Jensen

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galateria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Yamaguchi
Glenn Wakai
Sam Shom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Edna Jia

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Bridgetwood Gahuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Esfela Tellez

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Galuteria, Vice Chair
Clarence K. Nishihara
Malama Solomon
Brian T. Taniguchi
Glen Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 4:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Olsoni Arago

To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Brickwood Gahneria, Vice Chair
Clarence K. Nishibara
Malama Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Sloan
& Committee Members

Date: March 28, 2013
Time: 9:30 A.M.
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Precila Vierck, P.C.G.

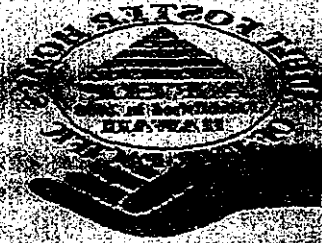
To: Committee on CPN
Honorable Rosalyn H. Baker, Chair
Beckwood Galateria, Vice Chair
Clarence K. Nishihara
Mahana Solomon
Brian T. Taniguchi
Glenn Wakai
Sam Slom
& Committee Members

Date: March 28, 2013
Time: 9:30 AM
Place: Conference RM 229
Topic: HB529

We are in support of the HB529. We need an insurance to run our foster homes businesses for our protection against unwanted and unexpected incidents towards our job because our duty as caregivers is very risky. Thank you for giving us the opportunity to testify.

Respectfully,

Norgie Viernas



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @ 9:30am State Capitol

60. **Committee on Commercial and Consumer Protection**
Senator Scott Baker, Chair
Senator Brock Wood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to requires all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves; medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @ 9:30 am State Capitol

**TO: Committee on Commerce and Consumer Protection
Senator Rosalyn H. Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the committee**

I Alma Abellanosa **Strongly SUPPORT HB398,HD1,SD1**
with Amendments

Please make the following Amendments to this Bill.

Please add as part 2 to include a Task Force to assist in the transition of the Department of Health, whereas all home & Community- Based Facilities and Case Managers will be affected by this combining of departments.

The Task force shall include one member of the Senate appointed by the Senate President; one member of the House of Representatives appointed by the Speaker of the House two case managers, four representatives from the Adult Residential Care Homes, four representatives from the Community Care Foster Family Homes, four representatives from Adult Day Care Centers, one representatives from the Department of Human Services and one Representatives from Department of Health. Members shall serve without compensation. The Task Force is effective upon approval and shall make recommendations to the Legislatures on the Transition pertaining to these Providers, no later than 20 days prior to the convening of the 2014 legislature.

The Task Force shall cease to exist June 30, 2014.

Thank you for allowing me the opportunity to **Testify IN SUPPORT OF HB 398 HD1,SD1.**

Yours truly

Alma Abellanosa
ALMA ABEUANOSA (Caregiver)

Print Name, Signature, Title, Phone **744-2465 / 699 / 1581**

Mar 28 13 09:48a

provided that the substitute caregiver is present in the community care foster family home during the primary caregiver's absence. Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015. Convert into H.A.R because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

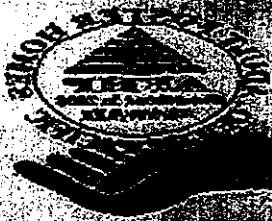
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly yours

Alma Abellanosa
 Alma Abellanosa (Primary Caregiver)

Printed Name, Signature, Title, & Date 3/27/13



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @9:30am State Capitol

TO: Commissioner Commerce and Consumer Protection
Sandra M. Dukes, Chair
Senator Wood Campbell, Vice Chair

The purpose of this letter is to request that the Department of Human Services, Division of Community Care and Development, Director, please obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my facility. The general and professional liability (malpractice) insurance will then set forth the amount of my net worth or net worth of any of my clients in my home. Malpractice covers an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the bill would extend the sunset date for the Section 5405 from June 30, 2013 to June 30, 2015, or until the H&R, because we cannot afford to hire GNA's paying \$10/hour we are under paid we are getting 24.9% per hour from the State. I also request the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

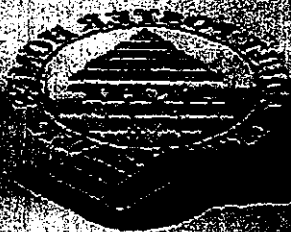
Thank you for giving me the opportunity to testify in support HB529, HD1, SD1

Truly your

Imelda Viernes

Imelda Viernes Primary caregiver 3/27/13

Printed Name, Signature, Title, & Date



ADULT DAY HOMES OFFICE

TO: Governor, Lt. Governor, Senate President, Speaker of the House, Senate Committee on Health, Senate Committee on Social Services, House Committee on Health, House Committee on Social Services

I Imelda Viernes Strongly SUPPORT HB 398, HD1, SD1 with Amendments.

Please make the following Amendments to this Bill. Please add as part 2 to include a Task Force to assist in the transition of the Department of Health, whereas all home & Community-Based Facilities and Case Managers will be affected by this combining of departments.

The Task Force shall include one member of the Senate appointed by the Senate President; one member of the House of Representatives appointed by the Speaker of the House two case managers, two community-based residential care home, four representatives from the Community Care Foster Family Homes, four representatives from Adult Day Care Centers, one representatives from the Department of Human Services and one Representatives from Department of Health. Members shall serve without compensation. The Task Force is effective upon approval and shall make recommendations to the Legislatures on the Transition pertaining to these facilities, no later than 60 days prior to the convening of the 2014 legislature.

The Task Force shall cease to exist June 30, 2014.

Thank you for allowing me the opportunity to Testify IN SUPPORT OF HB 398 HD1, SD1.

Yours truly

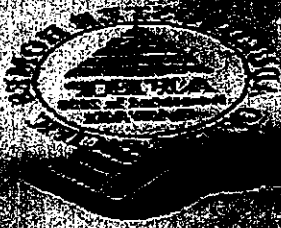
Imelda Viernes

Print Name, Signature, Title, Phone

Imelda Viernes Primary Care Giver

680-7475

Address: 94-583 Apiti Pl Wahiawa HI 96797



ADULT FOSTER HOMES OF THE PACIFIC

March 28, 2013 Room 229 @ 9:30am State Capitol

**TO: Commission on Commerce and Consumer Protection
Suzanne Baker, Chair**

Developmental Disabilities Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

SMI Decrease according to our HAWAII Administrative

ADULT FOSTER HOMES OF THE PACIFIC

SMI Decrease according to our HAWAII Administrative

ADULT FOSTER HOMES OF THE PACIFIC

provided that the substitute caregiver is present in the community care foster family home during the primary care of the client. This bill would require that by June 30, 2013, the Department of Health Services shall be paying \$10/hour we are under paid we only getting \$41.00 per day from the State. I ask the committee to include and adding the language that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

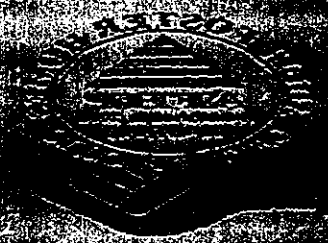
I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder's property.

Thank you for giving me the opportunity to testify in support HB579 (SD) (SD)

Truly your

POWENA E. GEMENCE
POWENA E. GEMENCE (CNA) 3/27/13

Printed Name, Signature, Title, & Date



COMMISSIONERS OF THE SENATE

12/28/13 09:48

Committee on Health and Human Services
Senator [Name]
Senator [Name]

Rowena C. Currence **Sincerely, SUPPORT HB398 HD1,SD1**
with Amendments

Please make the following Amendments to this Bill:
Please add as part 2 to include a Task Force to assist in the transition of the Department of Health, whereas all public community-based agencies and Case Managers will be affected by this combining of departments.

The Task force shall include one member of the Senate appointed by the Senate President; one member of the House of Representatives appointed by the Speaker of the House two case managers, four representatives from the Adult Residential Care Homes; four representatives from the Community Care Foster Family Homes; four representatives from Adult Day Care Centers, one representative from the Department of Human Services and one Representatives from Department of Health members shall serve without compensation. The Task Force is effective upon approval and shall make recommendations to the Legislatures on the Transition pertaining to these agencies and reform that 20 days prior to the convening of the 2014 legislative session.
The Task Force shall report to the Senate on 12/30/13.

Thank you for allowing me the opportunity to Testify **IN SUPPORT OF HB 398 HD1,SD1.**

Yours truly

Rowena C. Currence
ROWENA C. CURRANCE (CNA) FAX (808) 664-4890 or 675-8860
Print Name, Signature, Title, Phone

Honorable Senator Rosemary B. Baker, Chair
Honorable Senator Brickwood-Gallegria, Vice Chair
and Members of the GPN Committee

HB529-Relating to Care Homes - Liability Insurance

Dear Senator Rosemary B. Baker, Honorable Senator Brickwood-Gallegria,
and Members of the GPN Committee:

I strongly support the intent of HB529 HD1 SD1

My daughter, Elizabeth, has been taking care of developmentally and intellectually disabled for 23 years

I strongly believe that we need to have liability insurance coverage for malpractice and personal liability for our caregivers.

It is very important that we have the coverage because there could be situations involving injuries or damages that generations ago would have been ignored by the injured person or his/her family and are now the basis for lawsuits. Liability has become a major risk for the RN, LPN, Certified Nurse Aide (CNA) or Nurse Aide (NA) or anybody in the allied health care professions.

We also strongly support the addition of the 3rd client to the existing 2 clients of the Adult Foster Home Caregivers taking care of the developmentally and intellectually disabled (DD/ID) residents, under Section 3 of this bill.

Chair, Vice-Chair and Committee members, adding a 3rd client to the existing 2 clients that we already have: First, will provide another resident with a loving and nurturing environment in a family setting in the community where he or she can enjoy life instead of being in an institution.

These residents have severe behavioral problems that only special trained and qualified Caregivers are able to care for them. (My family members have been trained and are qualified to care for these residents.)

Secondly, this would save the State millions of dollars a year as we are only paid an average of \$2500 a month instead of \$10,000 to \$12,000 a month in institutions.

This would also give the Caregiver an extra monthly income to help pay some of the expenses incurred in running and providing quality care to our developmentally and intellectually disabled residents.

Lastly, the extra bed space is badly needed by us for respite care. Sometimes, we would like to go on vacation or maybe take a day-off or two to rest or unwind to avoid burn-out.

Thank you for allowing us to testify in support of HB529 HD1 SD1.

1. Elizabeth Lagmay

Elizabeth Lagmay

4. MaryAnn Tungpalan

MaryAnn Tungpalan

2. Lolita Ramos

Lolita Ramos

5. Edna Jamora

Edna Jamora

3. Trini Banis

Trini Banis



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HIA Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include additional amendments to this section allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

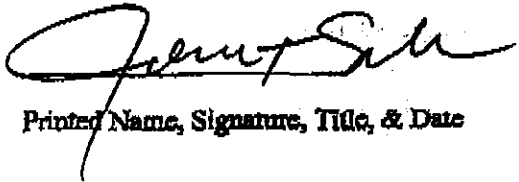
provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence? Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly your

JESSIE SILAO, PCG. TEL. #(808) 888-3890



3/27/2013

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
 March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
 Senator Rosalyn Baker, Chair
 Senator Brickwood Galuteria, Vice Chair
 Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Ohana Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

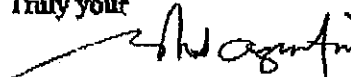
I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section? allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

provided that the substitute caregiver is present in the community care foster family home during the primary caregivers absence' Extend the sunset date for the Section 346-334 from June 30, 2013 to June 30 2015, or put it into HAR because we cannot afford to hire CNA paying \$10/hour we are under paid we only getting \$41.06 per day from the State. I also request the committee to include and adding the languages that requires all PRIMARY CAREGIVERS MUST BE A (CNA) Certified Nurse Assistant either certified for two clients or three clients in a homes.

I urge the committee members to please pass this bill because it is designed to protect our business, stakeholder and property.

Thank you for giving me the opportunity to testify in support HB529,HD1, SD1

Truly your


ROWENA AGUSTIN PCG 3/27/13

Printed Name, Signature, Title, & Date



ADULT FOSTER HOMES OF THE PACIFIC
March 28, 2013 Room 229 @9:30am State Capitol

TO: Committee on Commerce and Consumer Protection
Senator Rosalyn Baker, Chair
Senator Brickwood Galuteria, Vice Chair
Members of the Committee

Testimony in Strong Support HB529 HD1, SD1 Relating to Care Homes

The purpose of this measure is to require all operator of Adult Foster Homes, Assisted Living Facilities, Expanded Adult Residential Care Homes, Community Care Foster Family Homes and Developmental Disabilities, Domiciliary Homes to obtain and maintain a sufficient amount of general and professional liability insurance as well as automobile insurance.

I am Strongly Support HB529 HD1, SD1 Because according to our HAR Hawaii Administrative Rules the Department of Human Services mandated this rules as a requirement Section 17-1454-49. In addition based on our contract from United Healthcare Article IV, Section 4.7 under Liability Insurance; and Wellcare Health Insurance (Obama Health Plan) Article IV, Section 6.7 Facility Insurance. Facility shall maintain and shall require Health Care Providers and their respective employees, subcontractors or independent contractors to maintain: (a) such policies of general and professional liability (Malpractice) insurance as necessary to insure Facility and Health Care Providers respectively, against claims of personal injury or death alleged or caused by performance under this Agreement. I do not see any problems in obtaining this expensive coverage that will protect my business that includes my credentials, license, assets, and financial welfare for my family. The general and professional liability (malpractice) insurance will then set forth the protection to any unexpected death or personal injury to any of my clients in my home. Malpractice means an improper or negligent treatment of a patient, as by any healthcare provider resulting in damage, or loss. Like other professions that purchase professional liability insurance to protect themselves, medical malpractice insurance will financially protect a healthcare provider that may be sued by a patient for various reasons.

I also request the committee to include an additional section amending Section 346-334 of the Hawaii Revised Statutes, mandating that the community care foster family homes, substitute caregivers shall be 21 years or older. In addition to this please include an additional amendments to this section" allowing the primary caregiver to be absent from the community care foster family homes for no more than forty hours in a calendar week, not to exceed eight hours per day;

Honorable Senator Rosalyn Baker, Chair
Honorable Senator Brickwood Galuteria, Vice Chair
and Members of the CPN Committee

HB529-Relating to Care Homes - Liability Insurance

Hearing on March 28, 2013 at 9:30AM

Conference Room 229

I strongly support the intent of HB529 HD1 SD1.

My name is Jaine Lacuesta, a Certified Nurse Aide, taking care of developmentally and intellectually disabled for 23 years now. I am a member of a foster home organization that is 600 - members strong.

I strongly believe that every caregiver working with residents should obtain and maintain malpractice and professional liability insurance with sufficient coverage.

It is very important that we have the coverage because there could be situations involving injuries or damages that generations ago would have been ignored by the injured person or his/her family and are now the basis for lawsuits. Liability has become a major risk for the Certified Nurse Aide (CNA) or Nurse Aide (NA) or anybody in the allied health care professions.

I also strongly support the addition of the 3rd client to the existing 2 clients of the Adult Foster home care givers taking care of the developmentally and intellectually disabled (DD/ID) residents, under Section 3 of this Bill.

Chair, Vice-Chair and Committee members, adding a 3rd client to the existing 2 clients that we already have: First, will provide another resident with a loving and nurturing environment in a family setting in the community where he or she can enjoy life instead of being in an institution.

These residents have severe behavioral problems that only special trained and qualified caregivers are able to care for them. (My family members have been trained and are qualified to care for these residents.)

Secondly, this would save the State millions of dollars a year as we are only paid an average of \$2500 a month instead of \$10,000 to \$12,000 a month in institutions.

This would also give the caregiver an extra monthly income to help pay some of the expenses incurred in running and providing quality care to our developmentally and intellectually disabled residents.

Lastly, the extra bed space is badly needed by us for respite care. Sometimes, we would like to go on vacation or maybe take a day-off or two to rest or unwind to avoid burn-out.

Thank you for allowing ^{me} me to testify in support of HB529 HD1 SD1.

1. Peter Cerazo
2. Nellie B. Bermice
3. Jaine Lacuesta
4. Patrick Lacuesta
5. Dolores Nolas