

STATE OF HAWAII
DEPARTMENT OF HEALTH
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**Testimony COMMENTING on HCR 123
REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE
A TASK FORCE TO EXAMINE ISSUES RELATED TO
STATE-LICENSED AND STATE-CERTIFIED CARE HOMES.**

REPRESENTATIVE DELLA AU BELATTI, CHAIR
HOUSE COMMITTEE ON HEALTH
REPRESENTATIVE DEEE MORKIAWA, CHAIR
HOUSE COMMITTEE ON HUMAN SERVICES

Hearing Date: Tuesday, March 28, 2017 Room Number: 329

1 **Fiscal Implications:** Staff time and effort.

2 **Department Testimony:** The Department of Health believes the adult residential care home
3 (ARCH) licensing and community care foster family home (CCFFH) certification issues are
4 important matters and the Department along with the Department of Human Services (DHS)
5 have already had very preliminary discussions on the future of both programs. The Department
6 intends to continue to work with DHS on the appropriate structures of the two (2) types of homes
7 in order to ensure an adequate supply of quality care homes for our growing elderly population.

8 However, the Department is concerned over the timing to report to the 2018 Legislature
9 but will do its best to provide a report.

10 Finally, the Department reminds the Legislature that issues of funding and compensation
11 are not under the purview of the Department of Health but, instead, may be better addressed by
12 DHS separately. Therefore, the Department defers to DHS on issues relating to funding and

- 1 compensation and asks the Legislature to consider omitting language from the Resolution on
- 2 funding and compensation.
- 3 Thank you for the opportunity to provide comments on this resolution.



STATE COUNCIL
ON DEVELOPMENTAL DISABILITIES
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March 28, 2017

The Honorable Della Au Belatti, Chair
House Committee on Health
and

The Honorable Dee Morikawa, Chair
House Committee on Human Services
Twenty-Ninth Legislature
State Capitol
State of Hawaii
Honolulu, Hawaii 96813

Dear Representative Au Belatti, Representative Morikawa, and Members of the
Committees:

SUBJECT: HCR 123 and HR 74– Requesting the Department of Health to
Convene a Task Force to Examine Issues Related to State-Licensed
and State-Certified Care Homes.

The State Council on Developmental Disabilities (DD) **SUPPORTS THE INTENT
of HCR 123 and HR 74.** These resolutions will examine issues related to state-
licensed and state-certified care homes, including funding, compensation,
accountability and efficiency, licensing and recertification, monitoring and inspection,
and other regulatory issues as determined by the task force.

The resolutions only address State-licensed and State-certified care homes. It is
not clear if care homes include adult residential care homes, extended adult residential
care homes, community care foster family homes, and adult foster homes. We
respectfully suggest that the resolutions be amended to clarify care homes.

The Centers for Medicare and Medicaid Services (CMS) CMS–2249–F; CMS–
2296–F, an integration rule which is commonly known as the Final Rule. This Final
Rule is meant to ensure that Medicaid's Home and Community-Based Services (HCBS)
programs provide full access to the benefits of community living and offer services in the
most integrated settings. To do this, we must examine all rules and regulations as they
pertain to state-licensed and state-certified care homes, identify existing standards and
regulations that may hinder the implementation of the Final Rule, and amend any
standards and rules that meet the requirements of providing services and supports in
the most integrated settings.

The Honorable Della Au Belatti
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Furthermore, as members of the No Wrong Door (NWD) network, we are an active supporter of the No Wrong Door system approach. Hawaii's NWD System is headed by the Executive Office on Aging which seeks to support all individuals in need of long term services and supports (LTSS) to make informed choices about their supports so they can lead meaningful lives. The Council participates in meetings; assists in providing education, outreach, training; and disseminating information about No Wrong Door. This method is an important and timely opportunity for Hawaii to develop a statewide system that will support all individuals with long-term services and support needs so they can lead meaningful lives. The new Federal guidance and rules "require that home and community-based services respond to beneficiary needs and choices; provide strategies to maximize independence; and provide support and coordination necessary for individualized, self-directed, community-supported life."

The Council feels HCR 123 and HR 74 would help us address the above areas regarding the CMS Final Rule and No Wrong Door initiative.

With respect to the membership of the task force, we respectfully ask that HCR 123 and HR 74 be amended to include the following entities to be specifically listed as members as they represent individuals with intellectual and developmental disabilities and families who are directly impacted by State-licensed and State-Certified care homes or they provide services to disability population:

1. Hawaii Self-Advocacy Advisory Council
2. Special Parent Information Network
3. Hawaii Disability Rights Center
4. A representative from the adult residential care homes
5. A representative from the extended adult residential care homes
6. A representative from the community care foster family homes
7. A representative from the adult foster homes

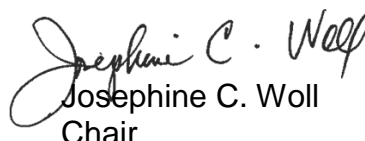
The Council looks forward to working with the Department of Health and Department of Human Services and the task force in carrying out the activities of the resolutions.

Thank you for your consideration of the above two proposed amendments in our testimony regarding care homes and representatives of the task force, and for the opportunity to submit written testimony **supporting the intent of HCR 123 and HR 74.**

Sincerely,



Waynette K.Y. Cabral, MSW
Executive Administrator



Josephine C. Woll
Chair