
A BILL FOR AN ACT

RELATING TO SOCIAL SERVICES.

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

1 SECTION 1. Section 346-53, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) The director, pursuant to chapter 91, shall determine
4 the rate of payment for domiciliary care, including care
5 provided in licensed developmental disabilities domiciliary
6 homes, community care foster family homes, and certified adult
7 foster homes, to be provided to recipients who are eligible for
8 federal supplementary security income or public assistance, or
9 both. The director shall provide for level of care payment as
10 follows:

11 (1) (A) Beginning on July 1, 2008, for adult residential
12 care homes classified as facility type I,
13 licensed developmental disabilities domiciliary
14 homes as defined under section 321-15.9,
15 community care foster family homes as defined
16 under section 321-481, and certified adult foster
17 homes as defined under section 321-11.2, the



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1 state supplemental payment shall not exceed
2 \$651.90; and

3 (B) Beginning on July 1, , for adult residential
4 care homes classified as facility type I,
5 licensed developmental disabilities domiciliary
6 homes as defined under section 321-15.9,
7 community care foster family homes as defined
8 under section 321-481, and certified adult foster
9 homes as defined under section 321-11.2, the
10 state supplemental payment shall not
11 exceed \$; and

12 (2) (A) Beginning on July 1, 2008, for adult residential
13 care homes classified as facility type II, the
14 state supplemental payment shall not exceed
15 \$759.90[-]; and

16 (B) Beginning on July 1, , for adult residential
17 care homes classified as facility type II, the
18 state supplemental payment shall not
19 exceed \$.

20 If the operator does not provide the quality of care
21 consistent with the needs of the individual to the satisfaction



1 of the department, the department may remove the recipient to
2 another facility.

3 The department shall handle abusive practices under this
4 section in accordance with chapter 91.

5 Nothing in this subsection shall allow the director to
6 remove a recipient from an adult residential care home or other
7 similar institution if the recipient does not desire to be
8 removed and the operator is agreeable to the recipient
9 remaining, except where the recipient requires a higher level of
10 care than provided or where the recipient no longer requires any
11 domiciliary care."

12 SECTION 2. Section 346D-4.5, Hawaii Revised Statutes, is
13 amended by amending subsection (c) to read as follows:

14 "(c) The State's supplemental payment for a needs
15 allowance under subsection (a) shall be increased by an amount
16 necessary to bring the allowance up to [~~\$50~~] \$_____ per
17 month. The payment under this section shall be afforded to an
18 individual notwithstanding that the individual is incapacitated;
19 provided that the moneys may be spent on behalf of the client,
20 with a written accounting, by the operator of the residence or
21 facility."



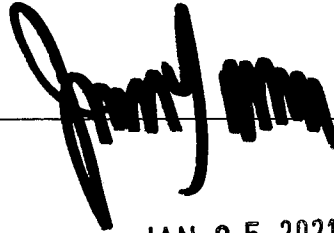
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1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect on July 1, 2021.

4

INTRODUCED BY: _____



JAN 25 2021



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Report Title:

Social Services; Monthly Needs Allowance; State Supplemental Payment

Description:

Changes the monthly needs allowance for individuals residing in foster homes, care homes, domiciliary homes, and other long-term care facilities. Changes the state supplemental payment ceiling for needs allowances for certain individuals.

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