

JAN 26 2022

S.B. NO. 3264

A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. Section 321-483, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The department shall adopt rules pursuant to chapter
4 91 relating to:

- 5 (1) Standards of conditions and competence for the
6 operation of community care foster family homes;
7 (2) Procedures for obtaining and renewing a certificate of
8 approval from the department;
9 (3) Minimum grievance procedures for clients of community
10 care foster family home services; and
11 (4) Requirements for primary and substitute caregivers
12 caring for three clients in community care foster
13 family homes, including:
14 (A) Mandating that primary and substitute caregivers
15 be twenty-one years of age or older;
16 (B) Mandating that primary and substitute caregivers
17 complete a minimum of twelve hours of continuing



education every twelve months or at least twenty-four hours of continuing education every twenty-four months;

(C) Allowing the primary caregiver to be absent from the community care foster family home for no more than [~~twenty-eight~~] thirty-six hours in a calendar week, not to exceed [~~five~~] eight hours per day; provided that the substitute caregiver is present in the community care foster family home during the primary caregiver's absence;

(D) Where the primary caregiver is absent from the community care foster family home in excess of the hours as prescribed in subparagraph (C), mandating that the substitute caregiver be a certified nurse aide; and

(E) Mandating that the substitute caregiver have, at a minimum, one year prior work experience as a caregiver in a community residential setting or in a medical facility."

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 Statutory material to be repealed is bracketed and stricken.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



1 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

A handwritten signature in black ink, appearing to be 'RSL', is written over a horizontal line.



S.B. NO. 3264

Report Title:

Community Care Foster Family Homes; Primary Caregivers

Description:

Requires the department of health to adopt rules to allow primary caregivers to be absent from community care foster family homes for no more than thirty-six, rather than twenty-eight, hours in a calendar week, not to exceed eight, rather than five, hours per day.

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

