
A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. The legislature finds that many children with
2 autism spectrum disorder or fetal alcohol spectrum disorder have
3 high needs for intensive behavioral therapies when forced to
4 adapt to new situations and activities during their transition
5 into adulthood. However, at age twenty-one, people with autism
6 spectrum disorder or fetal alcohol spectrum disorder no longer
7 qualify for medicaid coverage under the early and periodic
8 screening, diagnostic, and treatment medicaid benefit, and there
9 is no mandate that these services be provided.

10 The purpose of this Act is to research and make
11 recommendations on the most appropriate services for individuals
12 twenty-six years of age or younger with autism spectrum disorder
13 or fetal alcohol spectrum disorder and how services may be
14 covered under amendments to the medicaid state plan or medicaid
15 1925(c) waiver.

16 SECTION 2. The department of health, department of human
17 services, and department of education shall:



1 (1) Research any rules, policies, and amendments to the
 2 medicaid state plan or medicaid 1915(c) waiver that
 3 are necessary to ensure provision of clinically
 4 appropriate treatments and services for individuals
 5 twenty-six years of age or younger with autism
 6 spectrum disorder or fetal alcohol spectrum disorder
 7 are covered under the following programs:

8 (A) The early and periodic screening, diagnostic, and
 9 treatment benefit under the State's medicaid
 10 program;

11 (B) Any applicable state special education services
 12 and programs; and

13 (C) The medicaid section 1915(c) home and community
 14 based services waiver for individuals with
 15 intellectual and developmental disabilities; and

16 (2) Make recommendations on any policy actions or funding
 17 that may be needed to implement the recommended rule,
 18 policy, or amendment to the medicaid state plan or
 19 medicaid 1915(c) waiver.

20 SECTION 3. There is appropriated out of the general
 21 revenues of the State of Hawaii the sum of \$ or so



1 much thereof as may be necessary for fiscal year 2024-2025 for
2 the department of health, department of human services, and
3 department of education to carry out the research and
4 recommendations as required under section 2 of this Act.

5 The sum appropriated shall be expended by the department of
6 human services for the purposes of this Act.

7 SECTION 4. In accordance with section 9 of article VII of
8 the Hawaii State Constitution and sections 37-91 and 37-93,
9 Hawaii Revised Statutes, the legislature has determined that the
10 appropriations contained in H.B. No. , will cause the state
11 general fund expenditure ceiling for fiscal year 2024-2025 to be
12 exceeded by \$ or per cent. In addition, the
13 appropriation contained in this Act will cause the general fund
14 expenditure ceiling for fiscal year 2024-2025 to be further
15 exceeded by \$ or per cent. The combined total
16 amount of general fund appropriations contained in only these
17 two Acts will cause the state general fund expenditure ceiling
18 for fiscal year 2024-2025 to be exceeded by
19 \$ or per cent. The reasons for exceeding the
20 general fund expenditure ceiling are that:



1 (1) The appropriation made in this Act is necessary to
2 serve the public interest; and

3 (2) The appropriation made in this Act meets the needs
4 addressed by this Act.

5 SECTION 5. This Act shall take effect on July 1, 3000.



Report Title:

Medicaid; Coverage; Autism Spectrum Disorder; Fetal Alcohol Spectrum Disorder; Behavioral Modification Services; DOH; DHS; DOE; Appropriation; Expenditure Ceiling

Description:

Requires the Departments of Health, Human Services, and Education to research and make recommendations on any rules, policies, and amendments to the Medicaid State Plan or Medicaid 1915(c) Waiver that are necessary to ensure provision of clinically appropriate treatments and services for individuals twenty-six years of age or younger with autism spectrum disorder or fetal alcohol spectrum disorder are covered under certain Medicaid programs. Appropriates funds. Effective 7/1/3000.
(HD1)

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