A BILL FOR AN ACT

RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES.

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

SECTION 1. Section 346-331, Hawaii Revised Statutes, is 1

2 amended by amending the definition of "community care foster

3 family home" to read as follows:

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"Community care foster family home" or "home" means a home 4

5 that, for the purposes of this part:

> (1) Is regulated by the department in accordance with rules that are equitable in relation to rules that

govern expanded adult residential care homes;

(2)Is issued a certificate of approval by the department

or its designee to provide, for a fee, twenty-four-

hour living accommodations, including personal care

and homemaker services, for not more than two adults

at any one time, at least one of whom shall be a

medicaid recipient, who are at the nursing facility

level of care, who are unrelated to the foster family,

and who are receiving the services of a licensed home

and community-based case management agency; provided

that the department, in its discretion, may certify a



home for a third adult who is at the nursing level of 1 care and a medicaid recipient; provided that the 2 3 primary [and substitute-caregivers are certified nurse aides who have] caregiver is a certified nurse aide as 5 defined in section 457A-1.5 who has completed a state-6 approved training program and other training as 7 required by the department and the substitute caregiver is a nurse aide as defined in section 457A-8 9 1.5; and Does not include expanded adult residential care homes 10 (3) 11 or assisted living facilities, which shall continue to be licensed by the department of health." 12 13 SECTION 2. Statutory material to be repealed is bracketed 14 and stricken. New statutory material is underscored. 15 SECTION 3. This Act shall take effect upon its approval. 16

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INTRODUCED BY:

Rich T. f. atomb

The Coll

нв **нм**ѕ 2011-10**1**

DOS SC Scalage

JAN 2 1 2011

Report Title:

Community Care Foster Family Homes

Description:

Amends previous caregiving requirements to specify that in Community Care Foster Family Homes approved for a maximum of three clients, the primary caregiver must be a certified nurse aide and the substitute caregiver must be a nurse aide.

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

HB HMS 2011-1023