

JAN 17 2020

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 persons who
2 have been diagnosed with fetal alcohol spectrum disorder face
3 profound challenges in navigating the State's present system of
4 care. Many individuals with diagnoses on the spectrum cope with
5 lifelong physical, cognitive, or behavioral disabilities but age
6 out of eligibility for care services once they become adults.
7 Persons having fetal alcohol spectrum disorders or their parents
8 or caregivers may also find it difficult to access proactive
9 therapies that teach coping skills, improve functioning, and
10 foster community connections. The absence of these care
11 services can be devastating for those who face cognitive or
12 behavioral deficits due to their conditions: approximately
13 fifty per cent of persons diagnosed with fetal alcohol spectrum
14 disorder ultimately become involved with the criminal justice
15 system.

16 Accordingly, the purpose of this Act is to establish a task
17 force to identify therapies and home- and community-based care



1 services that may benefit persons having fetal alcohol spectrum
2 disorders, including therapies and treatments that may benefit
3 them as adults. The task force shall also make recommendations
4 on how the State can best make these services available and
5 accessible to persons having fetal alcohol spectrum disorders
6 and their parents or caregivers.

7 SECTION 2. (a) There is established within the behavioral
8 health services administration of the department of health a
9 task force to review best care practices for persons having
10 fetal alcohol spectrum disorders, including therapies and
11 treatments commonly needed as adults. The task force shall
12 consist of:

- 13 (1) A representative of the behavioral health services
14 administration of the department of health;
- 15 (2) A representative of the developmental disabilities
16 division of the department of health;
- 17 (3) A representative of the department of human services;
- 18 (4) A representative of the med-QUEST division of the
19 department of human services;
- 20 (5) A representative of the state council on developmental
21 disabilities;



- 1 (6) At least one representative from a med-QUEST health
2 plan, who shall be invited to participate;
- 3 (7) A member to be selected by the chair of the house
4 committee on human services and homelessness;
- 5 (8) A member to be selected by the chair of the house
6 committee on human services;
- 7 (9) A member to be selected by the chair of the house
8 committee on health;
- 9 (10) A member to be selected by the chair of the senate
10 committee on commerce, consumer protection, and
11 health;
- 12 (11) At least one member of a developmental or intellectual
13 disability advocacy group, who shall be invited to
14 participate;
- 15 (12) Two parent-advocates to be selected and invited to
16 participate by the speaker of the house of
17 representatives;
- 18 (13) Two parent-advocates to be selected and invited to
19 participate by the president of the senate; and
- 20 (14) Any additional representatives from state agencies,
21 stakeholders, advocates, parent-advocates, or other



1 individuals as deemed necessary by the majority of the
2 task force members.

3 (b) The task force shall conduct a study and submit a
4 report of its findings and recommendations to the legislature no
5 later than twenty days prior to the convening of the regular
6 session of 2021. The study shall include:

7 (1) Identification of all populations and sub-populations
8 having fetal alcohol spectrum disorders in the State
9 that currently, or may in the future, experience
10 burdens in navigating and accessing care services;

11 (2) Identification of therapies and home- and community-
12 based care services that may benefit persons having
13 fetal alcohol spectrum disorders, including therapies
14 and treatments that may benefit those persons as
15 adults. These may include but are not limited to:

- 16 (A) Assistive technology;
- 17 (B) Career planning, including vocational assessment
18 and job placement services;
- 19 (C) Community transition services;
- 20 (D) Day habilitation;
- 21 (E) Family support;



- 1 (F) Home modifications;
- 2 (G) Nutritional consultation;
- 3 (H) Residential habilitation;
- 4 (I) Respite care;
- 5 (J) Specialized skill development, including
- 6 behavioral specialist, community support, and
- 7 systematic skill building services;
- 8 (K) Supported employment, including extended
- 9 employment supports, and intensive job coaching;
- 10 (L) Temporary supplemental services;
- 11 (M) Therapeutic care;
- 12 (N) Transitional work services;
- 13 (O) Vehicle modifications; and
- 14 (P) Supportive housing;
- 15 (3) Recommendations for any changes to state policies and
- 16 administrative rules that may increase access to
- 17 therapies and home- and community-based services for
- 18 persons having fetal alcohol spectrum disorder and
- 19 their parents or caregivers; and
- 20 (4) Recommendations for any necessary legislation.



1 (c) The members of the task force shall serve without
 2 compensation but shall be reimbursed for necessary expenses,
 3 including travel expenses, incurred for service on the task
 4 force. No member of the task force shall be made subject to
 5 section 84-17, Hawaii Revised Statutes, solely because of that
 6 member's participation on the task force.

7 (d) The task force shall convene no later than thirty days
 8 after the effective date of this Act.

9 (e) The task force shall serve until it has accomplished
 10 the objectives of this Act or twenty days prior to the convening
 11 of the regular session of 2021, whichever occurs first.

12 SECTION 3. This Act shall take effect on July 1, 2020.

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INTRODUCED BY:

Karl Rhoads

[Signature]

Rosalyn H Baker

[Signature]

James Mercedes K.



S.B. NO. 2350

Report Title:

DOH; Fetal Alcohol Spectrum Disorder; Task Force

Description:

Establishes a task force within the Department of Health to identify therapies and home- and community-based care services that may benefit persons having fetal alcohol spectrum disorders, including therapies and treatments that may benefit them as adults. Requires the task force to recommend any necessary policy changes, rule changes, or legislation to increase access to these therapies and services. Requires a report to the Legislature.

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

