
A BILL FOR AN ACT

RELATING TO LONG-TERM CARE.

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

1 SECTION 1. The legislature finds that virtually all of
2 Hawaii's seniors prefer to age in place at home rather than in a
3 care home or institution, and that many seniors will require
4 more intensive services and caregiving at the end of their
5 lives. Over the years, many initiatives have been undertaken to
6 facilitate the needed transformation of the services and
7 programs that support seniors and persons with disabilities in
8 Hawaii, such as Quest-Ex, the expansion of kupuna care, the
9 aging and disability resource center, and the going home plus
10 project. The legislature therefore finds that the long-term
11 care of Hawaii's aging population is a matter of statewide
12 concern.

13 The legislature further finds that the costs of
14 institutional care have escalated beyond the financial means of
15 most seniors. The State's portion of medicaid expenditures has
16 increased steadily over the years and is projected to increase
17 significantly as baby boomers enter retirement. As Hawaii's



1 population ages, the number of frail and disabled individuals
2 has increased, placing a precipitous demand on the need for
3 long-term care services as well as significant cost pressures on
4 the state budget. The legislature therefore finds that there is
5 an urgent need to make quality long-term care services as
6 accessible, efficient, and effective as possible.

7 The legislature further finds that it is necessary to
8 explore public and private sector approaches to support payment
9 for long-term care services, which can assist seniors to age in
10 place and prevent the State from becoming fiscally liable for
11 unsustainable costs under medicaid.

12 The purpose of this Act is to reestablish and appropriate
13 funds for the long-term care commission to identify further-
14 needed reforms of the long-term care system, research
15 programmatic changes and resources necessary to meet the State's
16 long-term care public policy goals, and explore an array of
17 funding options that may help support the provision of long-term
18 care services in the future.

19 SECTION 2. (a) There is established a long-term care
20 commission that shall be placed within the social science



1 research institute of the university of Hawaii college of social
2 sciences for administrative purposes. The commission shall:

3 (1) Review and update, as appropriate, the long-term care
4 policy goals and guiding principles expressed in part
5 II of Act 224, Session Laws of Hawaii 2008;

6 (2) Review the assessments, conclusions, and
7 recommendations contained in the "Long-Term Care
8 Reform in Hawaii: Report of the Hawaii Long-Term Care
9 Commission, Final Report", dated January 18, 2012, and
10 update as appropriate, including:

11 (A) Identifying problems with existing long-term care
12 capacity, programs, and services; and

13 (B) Reviewing and updating public and private
14 financing options and developing recommendations
15 about financial resources, including a mix of
16 public and private financing, necessary to
17 achieve needed state long-term care reforms and
18 state public policy goals;

19 (3) Develop an updated five-year comprehensive long-term
20 care plan to accomplish long-term care policy goals
21 that, when implemented, shall ensure the availability



- 1 of a full continuum of institutional and
2 community-based services, including benchmarks to
3 evaluate accomplishments for each year;
- 4 (4) Monitor federal legislation for recent changes that
5 may impact the five-year comprehensive long-term care
6 plan and adjust the long-term care plan accordingly;
7 and
- 8 (5) Collaborate with interested stakeholders, including
9 the executive office on aging and community coalitions
10 or organizations concerned with educating the public
11 regarding long-term care.
- 12 (b) The long-term care commission shall consist of:
- 13 (1) Five members appointed by the governor;
- 14 (2) Five members appointed by the president of the senate;
- 15 (3) Five members appointed by the speaker of the house of
16 representatives; and
- 17 (4) Five nonvoting, ex officio members, or their
18 designees, who shall collaborate with and support the
19 work of the commission, as requested:
- 20 (A) Director of commerce and consumer affairs;
- 21 (B) Director of health;



1 (C) Director of human services;

2 (D) Director of labor and industrial relations; and

3 (E) Director of taxation.

4 (c) Each appointed member shall have a background in
5 business, economics, finance, management, health care, long-term
6 care, social services, or public policy development, or be an
7 advocate for or consumer of long-term care services. Members
8 shall be appointed as soon as practicable, but no later than
9 September 30, 2023. Any vacancies occurring in the membership
10 of the commission shall be filled for the remainder of the
11 unexpired term in the same manner as the original appointments.

12 (d) A simple majority of voting members shall constitute a
13 quorum, whose affirmative vote shall be necessary for all
14 actions.

15 (e) The members shall serve without compensation, but
16 shall be reimbursed for necessary expenses incurred in the
17 performance of commission duties.

18 (f) The university of Hawaii college of social sciences'
19 social science research institute shall convene the first
20 commission meeting as soon as practicable, but no later than
21 November 1, 2023. At this first meeting, the commission shall



1 elect from among its members a chairperson, who shall convene
2 commission meetings, and a vice chairperson, and shall adopt
3 rules for the conduct of its work.

4 (g) The commission shall:

- 5 (1) Submit an interim report to the legislature no later
6 than twenty days prior to the convening of the regular
7 session of 2025, describing the progress made in the
8 development of the five-year comprehensive long-term
9 care plan and preliminary proposed system reforms; and
10 (2) Submit a final report to the legislature no later than
11 twenty days prior to the convening of the regular
12 session of 2028, which shall include the final five-
13 year comprehensive long-term care plan, an explanation
14 of how the reforms will be prioritized and phased in,
15 and a description and final recommendations regarding
16 the financing of long-term care services, including
17 support for caregivers.

18 (h) The commission may:

- 19 (1) Conduct or initiate studies as it deems necessary; and
20 (2) Hire staff and contract with third parties to conduct
21 studies, including an actuarial study, as it deems



1 necessary for the purpose of evaluating various
2 options about systems reforms and about how to help
3 state residents pay for needed long-term care and
4 supportive services in the future. Any contract
5 executed pursuant to this subsection shall be exempt
6 from chapter 103D, Hawaii Revised Statutes; provided
7 that the contract is first approved by the commission
8 in an open meeting.

9 (i) The university of Hawaii college of social sciences'
10 social science research institute shall provide administrative
11 and policy support to facilitate the work of the commission.

12 (j) The term of the commission shall terminate on
13 adjournment sine die of the regular session of the 2028
14 legislature.

15 SECTION 3. There is appropriated out of the general
16 revenues of the State of Hawaii the sum of \$ or so
17 much thereof as may be necessary for fiscal year 2023-2024 and
18 the same sum or so much thereof as may be necessary for fiscal
19 year 2024-2025 for the long-term care commission.

20 The sums appropriated shall be expended by the university
21 of Hawaii for the purposes of this Act.



1 SECTION 4. This Act shall take effect on June 30, 2050.

2



Report Title:

Social Services; Long-Term Care Commission; UH; Social Science Research Institute; Appropriation

Description:

Reestablishes the Long-Term Care Commission within the University of Hawaii College of Social Sciences' Social Science Research Institute to identify further needed reforms of Hawaii's long-term care system. Appropriates funds. Effective 6/30/2050. (SD1)

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