

---

---

# 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  
10 Program.

11           The legislature further finds that the costs of  
12 institutional care have escalated beyond the financial means of  
13 most seniors. The State's portion of medicaid expenditures has  
14 increased steadily over the years and is projected to increase  
15 significantly as baby boomers enter retirement. As Hawaii's  
16 population ages, the number of frail and disabled individuals  
17 have increased, placing a precipitous demand on the need for



1 long-term care services, as well as significant cost pressures  
2 on the state budget. The legislature therefore finds that there  
3 is an urgent need to make quality long-term care services as  
4 accessible, efficient, and effective as possible.

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

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

16 SECTION 2. (a) There is established a long-term care  
17 commission that shall be placed within the social science  
18 research institute of the university of Hawaii college of social  
19 sciences for administrative purposes. The commission shall:



- 1 (1) Review and update, as appropriate, the long-term care  
2 policy goals and guiding principles expressed in part  
3 II of Act 224, Session Laws of Hawaii 2008;
- 4 (2) Review the assessments, conclusions, and  
5 recommendations contained in the "Long-Term Care  
6 Reform in Hawaii: Report of the Hawaii Long-Term Care  
7 Commission, Final Report", dated January 18, 2012, and  
8 update as appropriate, including:
- 9 (A) Identifying problems with current long-term care  
10 capacity, programs, and services; and
- 11 (B) Reviewing and updating public and private  
12 financing options and developing recommendations  
13 about financial resources, including a mix of  
14 public and private financing, necessary to  
15 achieve needed state long-term care reforms and  
16 state public policy goals;
- 17 (3) Develop an updated five-year comprehensive long-term  
18 care plan to accomplish long-term care policy goals  
19 that, when implemented, will ensure the availability  
20 of a full continuum of institutional and



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



1 (E) Director of taxation.

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

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

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

16 (f) The university of Hawaii college of social sciences  
17 social science research institute shall convene the first  
18 commission meeting as soon as practicable, but no later than  
19 November 1, 2023. At this first meeting, the commission shall  
20 elect from among its members a chairperson, who shall convene



1 commission meetings, and a vice chairperson, and shall adopt  
2 rules for the conduct of its work.

3 (g) The commission shall:

4 (1) Submit an interim report to the legislature no later  
5 than twenty days prior to the convening of the 2025  
6 regular session, describing the progress made in the  
7 development of the five-year plan and preliminary  
8 proposed system reforms; and

9 (2) Submit a final report to the legislature no later than  
10 twenty days prior to the convening of the 2028 regular  
11 session, which shall include the final five-year plan,  
12 an explanation of how the reforms will be prioritized  
13 and phased in, and a description and final  
14 recommendations regarding the financing of long-term  
15 care services, including support for caregivers.

16 (h) The commission may:

17 (1) Conduct or initiate studies as it deems necessary; and  
18 (2) Hire staff and contract with third parties to conduct  
19 studies, including an actuarial study, as it deems  
20 necessary for the purpose of evaluating various  
21 options about systems reforms and about how to help



1 State residents pay for needed long-term care and  
2 supportive services in the future. Any contract  
3 executed pursuant to this subsection shall be exempt  
4 from chapter 103D, Hawaii Revised Statutes; provided  
5 that any such contract is approved by the commission  
6 in an open meeting.

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

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

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

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



1 SECTION 4. This Act shall take effect on June 30, 3000.

2



# H.B. NO. 838 H.D. 1

**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 6/30/3000. (HD1)

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

