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# A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF HEALTH.

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

1       SECTION 1. Chapter 334, Hawaii Revised Statutes, is  
2 amended by adding a new section to part IV to be appropriately  
3 designated and to read as follows:

4       "§334-       Psychiatric facility; procurement of and payment  
5 of expenses for medical care and long-term care. (a) Rates of  
6 payments for medical care for patients of the Hawaii state  
7 hospital and for patients under the custody of the director at a  
8 psychiatric facility other than the Hawaii state hospital shall  
9 be limited to the Hawaii medicaid fee schedule or the provider's  
10 billed amount, whichever is less.

11       (b) The department may establish rates of payment for  
12 long-term care services provided for patients who are discharged  
13 to a long-term care facility from the Hawaii state hospital or  
14 from a psychiatric facility other than the Hawaii state hospital  
15 where they were under the custody of the director.

16       (c) The department shall be exempt from chapter 103F for  
17 the procurement of medical care for patients of the Hawaii state



1 hospital and for patients of a psychiatric facility other than  
2 the Hawaii state hospital who are under the custody of the  
3 director, and for the procurement of long-term care for patients  
4 discharged to a long-term care facility from the Hawaii state  
5 hospital or from a psychiatric facility other than the Hawaii  
6 state hospital where they were under the custody of the  
7 director.

8 (d) For the purposes of this section:

9 "Long-term care" means care provided by a long-term care  
10 facility.

11 "Long-term care facility" has the same meaning as defined  
12 in section 349-21.

13 "Medical care" means examination, diagnosis, or treatment  
14 for medical and dental conditions to include outpatient and  
15 hospital-based services as well as appliances and supplies  
16 deemed clinically necessary by the department. "Medical care"  
17 does not include long-term care."

18 SECTION 2. This Act does not affect rights and duties that  
19 matured, penalties that were incurred, and proceedings that were  
20 begun before its effective date.

21 SECTION 3. New statutory material is underscored.



1       SECTION 4. This Act shall take effect on December 31,  
2 2050.



**Report Title:**

DOH; Hawaii State Hospital; Psychiatric Facility; Long-Term Care Facility; Payment; Medicaid; Procurement Exemption

**Description:**

Establishes maximum rates of payment for medical care for patients of the Hawaii State Hospital or of another psychiatric facility who are under the custody of the Director of Health. Authorizes the Department of Health to establish long-term care payment rates for patients discharged to a long-term care facility from the Hawaii State Hospital or another psychiatric facility where they were under the custody of the Director of Health. Exempts the Department of Health from chapter 103F, HRS, for the procurement of medical care and long-term care for patients who are or were under the custody of the Director of Health at the Hawaii State Hospital or a psychiatric facility. Effective 12/31/2050. (SD1)

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

