

ACT 228

S.B. NO. 32

A Bill for an Act Relating to Domiciliary Care (Constitutional Amendments of Article IX, Section 2).

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. **Purpose.** The purpose of this bill is to amend appropriate chapters of the Hawaii Revised Statutes to broaden the definition of “treatment” as that term is used in the statutes to include domiciliary care of handicapped persons.

SECTION 2. Section 334-1, Hawaii Revised Statutes, is amended by amending the definition of "treatment" to read as follows:

" "Treatment" means the broad range of emergency, outpatient, intermediate, domiciliary, and inpatient services and care, including diagnostic evaluation, medical, psychiatric, psychological, and social service care, vocational rehabilitation, career counseling, and other special services which may be extended to handicapped persons."

SECTION 3. Section 348-2, Hawaii Revised Statutes, is amended by amending the definition of "physical restoration" to read as follows:

"(5) The term "physical restoration" includes:

- (A) Corrective surgery or therapeutic treatment necessary to correct or substantially modify a physical or mental condition which is stable or slowly progressive and constitutes a substantial handicap to employment, but is of such a nature that the correction or modification may reasonably be expected to eliminate or substantially reduce the handicap within a reasonable length of time; and includes psychiatric treatment, dentistry, physical therapy, occupational therapy, speech or hearing therapy, treatment of medical complications, and emergencies which are associated with or arise out of physical restoration services or are inherent in the condition under treatment, and other medical services related to rehabilitation;
- (B) Necessary hospitalization (either in-patient or out-patient), domiciliary, nursing or rest home care, in connection with surgery or treatment specified in the preceding paragraph (A);
- (C) Prosthetic devices essential to obtaining or retaining employment."

SECTION 4. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 26, 1979.)