

STAND. COM. REP. NO. 1151

Honolulu, Hawaii

MAR 27 2015

RE: H.B. No. 943
H.D. 1
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committees on Health and Human Services and Housing, to which was referred H.B. No. 943, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE CIVIL MONETARY PENALTY SPECIAL FUND,"

beg leave to report as follows:

The purpose and intent of this measure is to establish the civil monetary penalty special fund for the deposit of monies from federal fines assessed against skilled nursing facilities and home health agencies during inspections conducted by the Department of Health on behalf of the United States Centers for Medicare and Medicaid Services.

Your Committees received testimony in support of this measure from the Department of Health.

Your Committees find that from time to time, the Office of Health Care Assurance issues federal deficiency citations on skilled nursing facilities that rise to the level of requiring a federal civil monetary penalty. If the United States Centers for Medicare and Medicaid Services assesses and collects the fine from the health care facility, a portion of the fine is shared with the Office of Health Care Assurance. Furthermore, because these monies come from a source other than state fines and fees and the monies must be used only for United States Centers for Medicare and Medicaid Services approved activities, there is a need to



create a special fund to allow the Department of Health to deposit and expend these federal monies for appropriate services.

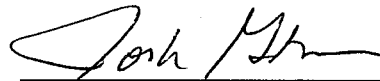
Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 943, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 943, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Health and Human
Services and Housing,



SUZANNE CHUN OAKLAND, Chair

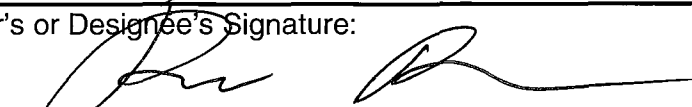


JOSH GREEN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i


Record of Votes
Committee on Health
HTH

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 943, HD1	HTH/HSH, WAM	3/25/15 ^{B2}		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312	<input checked="" type="checkbox"/> Pass, with amendments 2311	<input type="checkbox"/> Hold 2310		
<input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GREEN, Josh (C)	X			
WAKAI, Glenn (VC)	X			
BAKER, Rosalyn H.	X			
GABBARD, Mike	X			
RIVIERE, Gil	X			
RUDERMAN, Russell E.	X			
SLOM, Sam				X
TOTAL	6	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes

The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Human Services and Housing
HSH

Bill / Resolution No.:* HB943, HDI	Committee Referral: HTH/HSH, WAM	Date: 3/25/15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
CHUN OAKLAND, Suzanne (C)	✓			
GREEN, Josh (VC)	✓			
HARIMOTO, Breene				✓
RIVIERE, Gil	✓			
SLOM, Sam				✓
TOTAL	3	0	0	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes