

JAN 20 2012

A BILL FOR AN ACT

RELATING TO PATIENT-CENTERED MEDICAL HOMES.

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

1 SECTION 1. The legislature finds that uncoordinated health
2 care is associated with duplicate procedures, conflicting
3 treatment recommendations, unnecessary hospitalizations and
4 nursing home placements, and adverse drug reactions. In
5 addition to these problems, there are also issues regarding the
6 patient's ability to access a primary care physician, inadequate
7 physician payment, use of unnecessarily expensive medical
8 services, and poor care management for patients with chronic
9 health conditions. The legislature also finds that the concept
10 of the "medical home" provides a helpful approach to addressing
11 these problems.

12 The purpose of this Act is to define and establish
13 "patient-centered medical homes"; encourage licensed health care
14 providers and patients to partner in the patient-centered
15 medical home; define quality standards that will reduce
16 disparities in health care access, delivery, and health care
17 outcomes; and improve the overall quality of health care and
18 lower the costs therein.



1 SECTION 2. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 "CHAPTER

5 PATIENT-CENTERED MEDICAL HOME ACT

6 § -1 **Declaration of Purpose.** The purpose of this
7 chapter is to encourage licensed health care providers and
8 patients to partner in patient-centered medical homes; define
9 and encourage adherence to quality standards that will reduce
10 disparities in health care access, delivery, and outcomes; and
11 improve the quality and lower the cost of health care.

12 § -2 **Definitions.** As used in this chapter, unless the
13 context clearly requires otherwise:

14 "Patient-centered medical home" means a health care
15 delivery model in which:

- 16 (1) Individual patients have an ongoing relationship with
17 a physician or other licensed health care provider
18 acting within the provider's scope of practice, who is
19 trained to provide first contact and continuous and
20 comprehensive care, or if appropriate, provide
21 referrals to health care professionals that provide
22 continuous and comprehensive care;



- 1 (2) A team of individuals at the practice level
2 collectively take responsibility for the ongoing
3 health care of patients by providing for all of a
4 patient's health care needs or appropriately making
5 referrals or arrangements for health care by other
6 qualified health care professionals; and
- 7 (3) Care is coordinated and integrated across all elements
8 of the complex health care system, including mental
9 health and substance use disorder care, and the
10 patient's community, and care is facilitated, if
11 available, by registries, information technology,
12 health information exchanges, and other means to
13 ensure that patients receive the indicated care when
14 and where they need and want the care in a culturally
15 and linguistically appropriate manner.

16 § -3 **Patient-centered medical home; duties.** The
17 patient-centered medical home shall:

- 18 (1) Advocate for its patients;
19 (2) Utilize evidence-based medicine and clinical decision
20 support tools to guide decision making;
21 (3) Utilize licensed health care providers who accept
22 accountability for continuous quality improvement



- 1 through voluntary engagement in performance
- 2 measurement;
- 3 (4) Seek patients' feedback and encourage active
- 4 participation in decision making to ensure that the
- 5 patients' expectations are being met;
- 6 (5) Utilize information technology appropriately;
- 7 (6) Participate in a voluntary recognition process
- 8 conducted by an appropriate nongovernmental entity to
- 9 demonstrate that the practice has the capabilities to
- 10 provide patient-centered services consistent with the
- 11 medical home model;
- 12 (7) Allow patients and families to participate in quality
- 13 improvement activities at the practice level; and
- 14 (8) Provide enhanced access to health care through systems
- 15 such as open scheduling, expanded hours, and new
- 16 options for communication between the patient, the
- 17 patient's personal provider, and practice staff.

18 § -4 **Limitations.** This chapter shall in no way be
19 construed to:

- 20 (1) Permit a medical home to engage in or otherwise aid
- 21 and abet in the unlicensed practice of medicine,
- 22 either directly or indirectly;



- 1 (2) Change the scope of practice of physicians and
2 surgeons, nurse practitioners, or other health care
3 providers;
- 4 (3) Affect the ability of a nurse to operate under
5 standard procedures pursuant to chapter 457;
- 6 (4) Apply to activities of managed care plans, or their
7 contracting providers, or county alternative models of
8 care, or their contracting providers, or local
9 coverage expansion and enrollment demonstration
10 projects, if those activities are part of established
11 demonstration projects, as specified; or
- 12 (5) Prevent or limit participation in activities
13 authorized by sections 2703, 3024, and 3502 of the
14 federal Patient Protection and Affordable Care Act
15 (Public Law 111-148), as amended by the federal Health
16 Care and Education Reconciliation Act of 2010 (Public
17 Law 111-152), if the participation is consistent with
18 state law pertaining to the scope of practice."

19 SECTION 3. There is appropriated out of the general
20 revenues of the State of Hawaii the sum of \$ or so
21 much thereof as may be necessary for fiscal year 2012-2013 for
22 qualified patient-centered medical homes as certified by the



S.B. NO. 2472

Report Title:

Patient-centered Medical Homes; Appropriation

Description:

Defines and establishes patient-centered medical homes and their duties. Appropriates funds to support qualified patient-centered medical homes as certified by the governor's healthcare transformation coordinator or leadership team.

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

