

STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION
ADULT PROTECTIVE AND COMMUNITY SERVICES BRANCH

NOTICE OF PUBLIC HEARING

Pursuant to sections 91-3 and 92-41, Hawaii Revised Statutes (HRS), notice is hereby given that the Department of Human Services will hold a public hearing to consider the amendment and compilation of existing administrative rules and the repeal of existing administrative rules for the Social Services Division (SSD), Adult Protective and Community Services Branch (APCSB), for the purpose of conforming to federal and state statutes and to more accurately describe current practices of the programs. Brief descriptions of the proposed amendment and compilation, and repeal of rules are listed below.

CHAPTER 17-1403, AVAILABILITY AND COST OF ADMINISTRATIVE RULES

The amendments to this chapter provide clarity regarding the conditions under which the department shall make its administrative rules available to the public and to establish the costs for copies. Amendments also specify that the administrative rules are available electronically via the department's website.

CHAPTER 17-1404, FRAUD

The term "fraud" is defined as a knowing false statement or misrepresentation of a fact that results in the receipt of a benefit that would not otherwise result without the false statement. Provisions in this chapter specify that suspected fraud shall be identified and investigated.

CHAPTER 17-1417, ADULT DAY CARE SERVICES

This chapter is obsolete and is being repealed. The provision of adult day care services was transferred from the Social Services Division to the Med-QUEST Division as part of the expanded access to the department's medical assistance program.

CHAPTER 17-1419, CHORE SERVICES

This chapter is obsolete and is being repealed. The provision of chore services was transferred from the Social Services Division to the Med-QUEST Division as part of the expanded access to the department’s medical assistance program.

CHAPTER 17-1439, HOME AND COMMUNITY BASED SERVICES FOR THE DEVELOPMENTALLY DISABLED/MENTALLY RETARDED

This chapter is obsolete and is being repealed. The administration of this program was transferred from the Social Services Division to the Med-QUEST Division and is described in Chapter 17-1735.1, Hawaii Administrative Rules.

CHAPTER 17-1454, REGULATION OF HOME AND COMMUNITY-BASED CASE MANAGEMENT AGENCIES AND COMMUNITY CARE FOSTER FAMILY HOMES

This chapter is obsolete and is being repealed. The administration of this program was transferred from the Department of Human Services, Social Services Division to Department of Health, Office of Health Care Assurance and is described in Chapter 11-800, Hawaii Administrative Rules.

A public hearing will be held at the following date, time, and location:

Date: *October 4, 2019*

Time: *9:00 AM-11:00 AM*

**Location: *Princess Victoria Kamamalu Building
1010 Richards Street, Conference room 210
Honolulu, Hawaii 96813***

All interested persons are invited to attend the hearing and to state their views relative to the proposed rules either orally or in writing. Should written testimony be presented, five (5) copies shall be made available to the presiding officer at the public hearing or within seven (7) days before the hearing to:

**Department of Human Services
Social Services Division
Adult Protective and Community Services Branch
1010 Richards Street, Suite 216
Honolulu, Hawaii 96813**

Residents of Hawaii, Kauai, and Maui Counties who wish to present oral testimonies may also contact the Social Services Division (SSD), Adult Protective and Community Services Branch (APCSB) office on the respective islands within seven (7) days before the Oahu hearing date to schedule their attendance to have their testimony recorded:

**SSD-APCSB, Section Administrator
East Hawaii Section
1055 Kino'ole Street, Suite 201
Hilo, Hawaii 96720 (phone 933-8820)**

**SSD/APCSB, Section Administrator
West Hawaii Section
75-5995 Kuakini Highway, #433
Kailua-Kona, Hawaii 96740 (phone 327-6280)**

**SSD/APCSB, Administrator
Kauai Section
3059 Umi Street, BSMT 1
Lihue, Hawaii 96766 (phone 241-3337)**

**SSD/APCSB, Administrator
Maui Section (for islands Maui, Molokai, and
Lanai)
1773-B Wili Pa Loop
Wailuku, Hawaii 96793 (phone 243-5151)**

A copy of the proposed rules will be mailed at NO COST to any interested person who requests a copy by writing to:

**Department of Human Services
Social Services Division
Adult Protective and Community Services Branch
1010 Richards Street, Suite 216
Honolulu, Hawaii 96813**

OR by calling 586-5560. Neighbor island residents may request a copy of the proposed rules at NO COST by contacting the Social Services Division, Adult Protective and Community Services Branch office during regular business days and hours, Monday to Friday, between 7:45 am to 4:30 pm, exclusive of state holidays. Proposed rules are also available at the following website: <http://humanservices.hawaii.gov/admin-rules-2/proposed-rules/>

Special accommodations (i.e. sign language interpreter, large print, taped materials, or accessible parking) can be provided, if requested at least seven (7) working days before the scheduled public hearing on Oahu by calling (808) 586-5560. Neighbor island residents needing special accommodations should contact the Social Services Division, Adult Protective and Community Services Branch, on the respective islands with their requests.

DEPARTMENT OF HUMAN SERVICES

PANKAJ BHANOT, DIRECTOR