
A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. The legislature finds that the department of
2 health and the department of human services are responsible for
3 licensing, certifying, and monitoring several types of care
4 facilities. Although the departments perform inspections to
5 ensure a standard of quality of these facilities using state
6 moneys, the public currently cannot easily access the
7 information contained in the inspection reports. The
8 legislature finds that the public would benefit from greater
9 access to information on the quality and conditions of care
10 facilities in Hawaii.

11 The purpose of this Act is to require the department of
12 health and the department of human services to make available to
13 the public, free of charge, information collected from the
14 departments' inspections of care facilities.

15 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
16 amended by adding a new section to part I to be appropriately
17 designated and to read as follows:

1 "§321- Inspections; public notice. (a) Beginning
2 January 1, 2011, the department of health shall post on its
3 website electronic copies of reports for all inspections it
4 performs for the following state-licensed care facilities:

5 (1) Adult day health centers;

6 (2) Developmental disabilities domiciliary homes as
7 defined in section 321-15.9;

8 (3) Developmentally disabled adult foster homes;

9 (4) Long-term care facilities as defined in
10 section 349-21(f); and

11 (5) Special treatment facilities as defined in
12 section 334-1.

13 (b) Each report shall be posted on the department of
14 health's website within days of the conclusion of each
15 inspection and shall include but not be limited to the following
16 information:

17 (1) The date of the inspection;

18 (2) A description of violations of relevant state laws or
19 rules;

20 (3) Plans of correction and the status of corrective
21 actions in response to any violations; and

1 (4) Other information regarding the quality and conditions
2 of the facilities as the department of health deems
3 appropriate in informing the public of their care
4 options."

5 SECTION 3. Chapter 346, Hawaii Revised Statutes, is
6 amended by adding a new section to part XIV to be appropriately
7 designated and to read as follows:

8 "**§346- Inspections; public notice.** (a) Beginning
9 January 1, 2011, the department of human services shall post on
10 its website electronic copies of reports for all inspections it
11 performs on adult day care centers and community care foster
12 family homes as defined in section 346-331.

13 (b) Each report shall be posted on the department of human
14 services' website within days of the conclusion of each
15 inspection and shall include but not be limited to the following
16 information:

17 (1) The date of the inspection;
18 (2) A description of violations of relevant state laws or
19 rules;
20 (3) Plans of correction and the status of corrective
21 actions in response to any violations; and

1 (4) Other information regarding the quality and conditions
2 of the facilities as the department of human services
3 deems appropriate in informing the public of their
4 care options."

5 SECTION 4. New statutory material is underscored.

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

Report Title:

Kupuna Caucus; DOH; DHS; Care Facilities; Inspections; Public Notice

Description:

Requires the department of health and the department of human services to post on their respective websites reports of all inspections of care facilities by January 1, 2011. (SD1)