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## A BILL FOR AN ACT

RELATING TO HEALTH.

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

1           SECTION 1. Section 26-13, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§26-13 Department of health and environmental services.**

4           (a) The department of health and environmental services shall  
5 be headed by a single executive to be known as the director of  
6 health and environmental services.

7           There shall be, within the department of health and  
8 environmental services, an advisory board to be known as the  
9 board of health, which shall advise the director of health and  
10 environmental services on matters within the jurisdiction of the  
11 department of health and environmental services. The board of  
12 health shall consist of eleven voting members appointed by the  
13 governor as provided in section 26-34 and shall include the  
14 director of [†]human services[†] as an ex officio nonvoting  
15 member. The appointed members shall include at least one  
16 resident of each of the major counties including the county of  
17 Kalawao. The appointed members shall serve without compensation



1 but shall be reimbursed for expenses, including travel expenses,  
2 necessary for the performance of their duties.

3 The department shall administer programs designed to  
4 protect, preserve, care for, and improve the physical and mental  
5 health of the people of the State. Without limit to the  
6 generality of the foregoing, the programs shall include the  
7 administration and enforcement of matters and laws of public  
8 health of the State, including the state hospital, but excluding  
9 assistance and care for the indigent and the medically indigent.

10 (b) The functions and authority heretofore exercised by  
11 the board of health (excluding assistance and care for the  
12 indigent and the medically indigent) and the department of  
13 institutions with respect to the state hospital and the dental  
14 health treatment function of the department of public  
15 instruction as heretofore constituted are transferred to the  
16 department of health and environmental services established by  
17 this chapter.

18 The governor shall define and differentiate dental health  
19 treatment from dental health instruction and shall provide for  
20 the gradual transfer of any personnel within the definition of  
21 dental health treatment to the department of health and  
22 environmental services. This section shall not be construed to



1 require the transfer from the department of education to the  
2 department of health and environmental services of any dental  
3 hygienist having a teacher's certificate and employed by the  
4 department of public instruction immediately prior to  
5 November 25, 1959."

6 SECTION 2. Upon enactment of this Act, the revisor of  
7 statutes shall substitute the words "department of health and  
8 environmental services" wherever the words "department of  
9 health" or like term, appears, as the context requires, and  
10 every reference to the department of health or director of  
11 health therein shall be construed as a reference to the  
12 department of health and environmental services and the director  
13 of health and environmental services, as appropriate.

14 SECTION 3. All rules, policies, procedures, guidelines,  
15 and other material adopted or developed by the department of  
16 health to implement provisions of the Hawaii Revised Statutes  
17 that are made applicable to the department of health and  
18 environmental services by this Act, shall remain in full force  
19 and effect until amended or repealed by the department of health  
20 and environmental services, pursuant to chapter 91, Hawaii  
21 Revised Statutes.



1 In the interim, every reference to the department of health  
 2 or the director of health in those rules, policies, procedures,  
 3 guidelines, and other material is amended to refer to the  
 4 department of health and environmental services or the director  
 5 of health and environmental services, as appropriate.

6 SECTION 4. Statutory material to be repealed is bracketed  
 7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect upon its approval.  
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INTRODUCED BY: Karen Curran

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**Report Title:**

Health; Department of Health

**Description:**

Renames the Department of Health to the Department of Health and Environmental Services.

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

