

JAN 26 2011

A BILL FOR AN ACT

RELATING TO HEALTH PLANNING.

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

1 SECTION 1. Article IX, section 1 of the Hawaii
2 Constitution states that "The State shall provide for the
3 protection and promotion of the public health."
4 Accordingly, the state health planning and development
5 agency was created by Act 159, Session Laws of Hawaii 1975, and
6 codified as chapter 323D, Hawaii Revised Statutes, the purpose
7 of which is to establish a health planning and resources
8 development program to promote accessibility for all the people
9 of the State to quality health care services at reasonable cost.

10 The purpose of this Act is to clarify the philosophy behind
11 the formulation of the state health services and facilities plan
12 and require that the adoption or amendment of the plan be
13 subject to the rulemaking requirements of chapter 91, Hawaii
14 Revised Statutes.

15 SECTION 2. Section 323D-15, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§323D-15 State health services and facilities plan.**
18 There shall be a state health services and facilities plan,



1 which shall address the health care needs of the State,
2 including inpatient care, health care facilities, and special
3 needs. The plan shall not address competition as a means for
4 achieving its purpose, but rather depict the most economical and
5 efficient system of care commensurate with adequate quality of
6 care, and shall include standards for utilization of health care
7 facilities and major medical equipment. The utilization
8 standards in the plan shall clearly detail the methodology for
9 determining capacity and excess capacity in the State for each
10 category of health care facility and major medical equipment
11 regulated. The plan shall provide for the reduction or
12 elimination of underutilized, redundant, or inappropriate health
13 care facilities and health care services. The adoption or
14 amendment of the plan shall be subject to chapter 91."

15 SECTION 3. The state health planning and development
16 agency shall conduct a review of its existing state health
17 services and facilities plan and conduct proceedings in
18 accordance with chapter 91, Hawaii Revised of Statutes, to adopt
19 the plan and any amendments made to the plan.

20 The state health planning and development agency shall
21 submit a report to the legislature not later than twenty days



1 prior to the convening of the 2012 regular session that details
2 its actions taken to comply with this section.

3 SECTION 4. New statutory material is underscored.

4 SECTION 5. This Act shall take effect upon its approval
5 and shall apply retroactively to June 30, 2009.

6

INTRODUCED BY: Amid Ylze



Report Title:

State Health Planning and Development Agency

Description:

Requires that the state health services and facilities plan be adopted in accordance with the rulemaking procedures of chapter 91, HRS. Establishes criteria for the plan.

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