
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 State
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 in 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~~] use of
7 health care facilities and major medical equipment. The use
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~~] underused, redundant, or
13 inappropriate health care facilities and health care services.
14 The adoption or amendment of the plan shall be subject to
15 chapter 91."

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

21 The state health planning and development agency shall
22 submit a report to the legislature that details its actions



1 taken to comply with this section not later than twenty days
2 prior to the convening of the 2012 regular session.

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 Statutory material to be repealed is bracketed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

5 SECTION 5. This Act shall take effect on July 1, 2050, and
6 shall apply retroactively to June 30, 2009.



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. Clarifies criteria for the plan. Effective July 1, 2050. (HB714 HD1)

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