

JAN 24 2019

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# A BILL FOR AN ACT

RELATING TO THE BOARD OF HEALTH.

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

1           SECTION 1. The legislature finds that the board of health  
2 was originally intended to serve as an advisory panel to the  
3 director of health. However, given the current breadth and  
4 complexity of public health issues and prominent guidance from  
5 federal programs, the legislature, and the private sector, the  
6 board of health no longer adds value to department of health  
7 operations.

8           The legislature further finds that the board of health has  
9 been historically difficult to fill and currently has no  
10 members. Abolishing the board of health would more accurately  
11 reflect the reality of decision-making at the department of  
12 health and would reduce the administrative burden on the boards  
13 and commission staff.

14           The purpose of this Act is to abolish the board of health.

15           SECTION 2. Section 10-41, Hawaii Revised Statutes, is  
16 amended by amending subsection (a) to read as follows:



1           "(a) The training required by this part shall apply to  
2 members of the land use commission, board of land and natural  
3 resources, commission on water resource management,  
4 environmental council, board of directors of the agribusiness  
5 development corporation, board of agriculture, legacy land  
6 conservation commission, natural area reserves system  
7 commission, and Hawaii historic places review board [~~, and board~~  
8 ~~of health~~]."

9           SECTION 3. Section 26-13, Hawaii Revised Statutes, is  
10 amended by amending subsection (a) to read as follows:

11           "(a) The department of health shall be headed by a single  
12 executive to be known as the director of health.

13           ~~[There shall be, within the department of health, an~~  
14 ~~advisory board to be known as the board of health, which shall~~  
15 ~~advise the director of health on matters within the jurisdiction~~  
16 ~~of the department of health. The board of health shall consist~~  
17 ~~of eleven voting members appointed by the governor as provided~~  
18 ~~in section 26-34 and shall include the director of [human~~  
19 ~~services] as an ex officio nonvoting member. The appointed~~  
20 ~~members shall include at least one resident of each of the major~~  
21 ~~counties including the county of Kalawao. The appointed members~~



1 ~~shall serve without compensation but shall be reimbursed for~~  
2 ~~expenses, including travel expenses, necessary for the~~  
3 ~~performance of their duties.]~~

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

12       SECTION 4. Section 321-5, Hawaii Revised Statutes, is  
13 amended by amending subsection (c) to read as follows:

14       "(c) As used in this section, unless the text clearly  
15 otherwise indicates:

16       "Hawaii personnel" means public health nurses, sanitary  
17 officers, and medical officers.

18       "Health department" means the [~~board of health,~~] department  
19 of health[~~, president of the board of health,~~] or other public  
20 authority authorized by law to administer or administering the  
21 public health laws of any state.





# S.B. NO. 1383

**Report Title:**

Board of Health; Department of Health

**Description:**

Abolishes the board of health.

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

