

A Bill for an Act Relating to Leprosy.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The Hawaii Revised Statutes is amended by deleting the terms "Hansen's disease", "Hansen's disease sufferer", or "suffering from Hansen's disease" wherever they appear in the Hawaii Revised Statutes and by substituting in lieu thereof the terms "leprosy", "person affected with leprosy", or "having leprosy", whichever is appropriate.

SECTION 2. The first sentence of section 326-1 of the Hawaii Revised Statutes is amended to read as follows:

"The department of health, subject to the approval of the governor, shall establish hospitals, settlements, and places as it deems necessary for the care and treatment of persons affected with leprosy."

SECTION 3. Section 326-6 of the Hawaii Revised Statutes is amended to read as follows:

"Any woman patient at any place maintained for the treatment or care of persons affected with leprosy who becomes pregnant shall be immediately subjected to necessary examination and care as the department of health may prescribe, and within a reasonable time of the possible delivery of child, the mother shall be placed under hospital care and attention as may be necessary to assure a healthy birth. Any child so born shall be immediately cared for as will reduce the possibility of contracting leprosy."

SECTION 4. Section 326-11 of the Hawaii Revised Statutes is amended to read as follows:

"Voluntary transfer to and from Kalaupapa. Any person undergoing treatment and receiving care for leprosy at Hale Mohalu on the effective date of this Act may be transferred to Kalaupapa Settlement for care and treatment if he desires. Any person who may undergo treatment and receive care for leprosy at Hale Mohalu after the effective date of this Act may apply to the director of health for transfer to Kalaupapa Settlement.

Any person undergoing treatment and receiving care for leprosy at Kalaupapa Settlement may be transferred to Hale Mohalu for care and treatment if he desires. A person transferred may be retransferred to Kalaupapa Settlement if he desires."

SECTION 5. Section 326-16 of the Hawaii Revised Statutes is amended to read as follows:

“All patients on temporary release who can be rehabilitated shall be given the opportunity at the hospital or settlement where they are receiving medical care. Following satisfactory rehabilitation and training, every effort shall be made to assist the patients in securing gainful employment to become readjusted to a normal life in society.”

SECTION 6. Section 326-24 of the Hawaii Revised Statutes is amended to read as follows:

“The director of health may adopt rules and regulations pursuant to chapter 91 as he may consider necessary for the conduct of all matters pertaining to leprosy, the treatment thereof, the care, custody, and control of all persons affected with leprosy, and the full and complete governance of the county of Kalawao, except as limited by this chapter.”

SECTION 7. Section 326-30 of the Hawaii Revised Statutes is amended to read as follows:

“Except for professional purposes, no person, other than members of the staff, shall take photographs of any patient confined at any hospital, settlement, or place for the care and treatment of persons affected with leprosy, without the written permission of the patient.”

SECTION 8. Section 326-34 of the Hawaii Revised Statutes is amended to read as follows:

“The county of Kalawao shall be under the jurisdiction and control of the department of health and be governed by the laws, rules, and regulations relating to the department and the care and treatment of persons affected with leprosy, except as otherwise provided by law.”

SECTION 9. Section 326-36 of the Hawaii Revised Statutes is amended to read as follows:

“The salary of the sheriff shall be fixed and paid by the department of health out of the appropriation allowed by the legislature for the care and treatment of persons affected with leprosy.”

SECTION 10. Section 326-38 of the Hawaii Revised Statutes is amended to read as follows:

“The sheriff may appoint and dismiss and reappoint as many policemen as may be authorized by the department of health for the county who, for the services rendered as policemen, shall receive pay as the department determines and which pay shall be taken out of and from the appropriation made by the legislature for the care and treatment of persons affected with leprosy. The sheriff shall have other powers and duties within the county of Kalawao and appropriate thereto as are prescribed by law for the chiefs of police or police officers of the several counties respectively.”

SECTION 11. Sections 326-7, 326-8, 326-9, 326-10, 326-12, 326-14, 326-15, 326-17, 326-18, 326-19, 326-31, and 326-32 of the Hawaii Revised Statutes are hereby repealed.

SECTION 12. This Act shall take effect upon its approval.

(Approved June 30, 1969.)