

ACT 9

H.B. NO.286

A Bill for an Act Relating to Adult Care Homes, Family Boarding Homes, and Other Similar Institutions.

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

SECTION 1. Section 321-15.6, Hawaii Revised Statutes, is amended to read:

“Sec. 321-15.6 Care homes; licenses; temporary permits; training and regulation. (a) All care homes shall be licensed to ensure the health, safety, and welfare of the individuals placed therein; provided that the department may issue a temporary permit to operate a care home if an operator or applying operator is temporarily unable to conform to all minimum licensing standards. A temporary permit shall be valid for not more than six months.

(b) The director shall adopt rules regarding care homes in accordance with chapter 91 which shall be designed to:

- (1) Protect the health, safety, and civil rights of persons residing in the facilities regulated;
- (2) Provide for the licensing of facilities regulated;
- (3) Comply with applicable federal laws and regulations of Title XVI of the Social Security Act, as amended; and
- (4) Provide penalties for the failure to comply with any [rules.] rule.

(c) The department shall provide for the training of operators and staff of any facility licensed under this section, in conjunction with any licensing thereof, and in coordination with the department of [health,] social services and housing, to ensure that [adult family boarding] care home operators shall have the needed skills to provide proper care and supervision in a home environment (i.e., first aid, cardiopulmonary resuscitation, and nutrition training as a minimum). Such training shall be provided at the expense of the State.

(d) Rules adopted under this section shall be enforced by the director.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved April 23, 1979.)