

FEB 06 2013

A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. The legislature finds that the department of
2 health is responsible for licensing, certifying, and monitoring
3 several types of care facilities. Although the department
4 performs inspections to ensure a standard of quality of these
5 facilities using state moneys, the public currently cannot
6 easily access the information contained in the inspection
7 reports. The legislature finds that the public would benefit
8 from greater access to information on the quality and conditions
9 of care facilities in Hawaii.

10 The purpose of this Act is to require the department of
11 health to make available to the public, free of charge,
12 information collected from the department's inspections in
13 certain care facilities.

14 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
15 amended by adding a new section to part I to be appropriately
16 designated and to read as follows:

17 "§321- Inspections; public notice. (a) Beginning
18 January 1, 2015, the department of health shall post on its



1 website electronic copies of reports for all inspections it
2 performs in the following state-licensed care facilities:

- 3 (1) Adult day health centers;
- 4 (2) Adult day care centers;
- 5 (3) Community care foster family homes;
- 6 (4) Developmental disabilities domiciliary homes as
7 defined in section 321-15.9;
- 8 (5) Developmentally disabled adult foster homes;
- 9 (6) Long-term care facilities as defined in section
10 349-21(f); and
- 11 (7) Special treatment facilities as defined in section
12 334-1.

13 (b) Each report shall be posted on the department of
14 health's website within days of the conclusion of each
15 inspection and shall include but not be limited to the following
16 information:

- 17 (1) The date of the inspection;
- 18 (2) A description of violations of relevant state laws or
19 rules, if applicable;
- 20 (3) Plans of correction and the status of corrective
21 actions in response to any violations, if applicable;
22 and



1 (4) Other information regarding the quality and conditions
2 of the facilities as the department of health deems
3 appropriate in informing the public of their care
4 options.

5 (c) Each report posted on the department of health's
6 website that reports a violation committed by a state-licensed
7 care facility as described in subsection (a) shall be removed
8 from the website after three years from the date the report was
9 posted."

10 SECTION 3. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.

12



Report Title:

Kupuna Caucus; DOH; Care Facilities; Inspections

Description:

Requires the department of health to post on its website reports of all inspections at state-licensed care facilities by January 1, 2015; provided that any report that includes a violation be removed from the website after three years. (SD1)

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