



GOV. MSG. NO. 1336

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 6, 2021

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 6, 2021, the following bill was signed into law:

HB1281 HD1 SD2 CD1

RELATING TO EMERGENCY MEDICAL
SERVICES.
ACT 208 (21)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

Approved by the Governor

on JUL 06 2021

HOUSE OF REPRESENTATIVES
THIRTY-FIRST LEGISLATURE, 2021
STATE OF HAWAII

ACT 208

H.B. NO. 1281
H.D. 1
S.D. 2
C.D. 1

A BILL FOR AN ACT

RELATING TO EMERGENCY MEDICAL SERVICES.

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

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PART I

SECTION 1. Chapter 46, Hawaii Revised Statutes, is amended by adding a new part to be appropriately designated and to read as follows:

"PART . COUNTY EMERGENCY MEDICAL SERVICES SYSTEM

§46- Definitions. As used in this part, unless the context clearly requires otherwise:

"Advanced life support" shall have the same meaning as defined in section 321-222.

"Basic life support" means initiating noninvasive emergency patient care designed to optimize the patient's chances of surviving the emergency situation. The care rendered consists of all first aid procedures needed, but does not include invasive procedures that constitute the practice of medicine; provided that state-approved basic life support personnel may use fully automatic external defibrillators, initiate intravenous lines, and perform manual external defibrillation



1 under the direction and personal supervision of a mobile
2 intensive care technician.

3 "Community paramedicine program" means an enhanced and
4 expanded service in the county emergency medical services system
5 that allows state-licensed health care professionals and
6 community health workers to assist with public health, primary
7 care, and prevention services, including services through
8 telehealth.

9 "County" means any county having a population of
10 five hundred thousand or more.

11 "County system" means the county emergency medical services
12 system.

13 "Emergency aeromedical services" shall have the same
14 meaning as defined in section 321-222.

15 "Emergency medical services for children" shall have the
16 same meaning as defined in section 321-222.

17 "Emergency medical services personnel" shall have the same
18 meaning as defined in section 321-222.

19 **§46- County emergency medical services system;**
20 **establishment.** Each county shall establish, administer, and
21 maintain a county emergency medical services system to serve the



1 emergency health needs of the people in the county. The county,
2 in the implementation of this part, shall plan, coordinate, and
3 provide assistance to all entities and agencies, public and
4 private, involved in the county system. All emergency medical
5 services or ambulance services conducted by or under the
6 authority of the county shall be consistent with this part.

7 **§46- County, functions; duties.** In addition to other
8 functions and duties assigned under this part, the county shall:

- 9 (1) Establish emergency medical services throughout the
10 county that may include emergency aeromedical
11 services, which shall meet the requirements of this
12 part and include the purchase, maintenance, and
13 servicing of all vehicles, equipment, and supplies; a
14 National Emergency Medical Services Information System
15 compliant pre-hospital electronic patient care record
16 system; and compatible data uploads to the cardiac
17 arrest registry to enhance survival, the state trauma
18 system, and the department of health pre-hospital
19 electronic patient record registries; and
20 (2) Establish, administer, and maintain a medical
21 communication system for the county.



1 **§46- Emergency medical services; fees.** (a) The county
2 may establish reasonable fees to be collected from individuals
3 who are:

4 (1) Transported by emergency ground ambulance services to
5 a health care facility within the county designated by
6 the county for the care of the individual;

7 (2) Provided health care by emergency medical services
8 personnel within the county but not transported by
9 ground ambulance to a health care facility; or

10 (3) Provided care by the community paramedicine program.

11 (b) No ambulance services, or any other emergency medical
12 services available from or under the authority of this part
13 shall be denied to any person on the basis of the ability of the
14 person to pay or because of the lack of prepaid health care
15 coverage or proof of the ability to pay or coverage.

16 (c) The county may adopt rules pursuant to chapter 91
17 necessary to effectuate the purposes of this section.

18 **§46- Community paramedicine program; established.** (a)
19 The county may establish and administer the community
20 paramedicine program.



- 1 (b) The county may:
- 2 (1) Develop community paramedicine guidelines consistent
- 3 with those adopted by the department of health;
- 4 (2) Explore and develop partnerships with public and
- 5 private health care entities, insurers, and community
- 6 organizations to facilitate the community paramedicine
- 7 program; and
- 8 (3) Employ telehealth within the community paramedicine
- 9 program to enhance access and improve the patient
- 10 experience.

11 (c) The county shall adopt rules pursuant to chapter 91 to

12 effectuate the purposes of this section.

13 **§46- Emergency medical services; levels of service;**

14 **contracts.** The county shall determine the levels of emergency

15 medical services that shall be implemented throughout the

16 county; provided that the county shall provide no fewer than

17 twenty-one ground ambulance units. The county may contract to

18 provide emergency medical services, including emergency

19 aeromedical services, or any necessary component of the county

20 system.



1 **§46- Grants.** The county system may seek and accept any
2 funds or property and other desirable support and assistance
3 from any source whatsoever, whether gift, grant, services, or
4 any combination thereof, subject to applicable laws.

5 **§46- Immunity and limitation on liability for emergency**
6 **aeromedical services.** The county shall not be liable for any
7 claim of injury or death based on a failure to establish or
8 continue emergency aeromedical services in any part of the
9 county.

10 **§46- Rules.** The county may adopt rules necessary for
11 the implementation of this part, subject to chapter 91."

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

15 "§321- Retention of relevant documentation.
16 Notwithstanding any provision of this part or any other state or
17 county law or ordinance to the contrary, the department shall
18 maintain data repositories, charts, patient information, data
19 submission, and epidemiology information for all emergency
20 medical services statewide."



1 SECTION 3. Chapter 321, part XVIII, Hawaii Revised
2 Statutes, is amended by amending its title to read as follows:

3 "PART XVIII. STATE [~~COMPREHENSIVE~~] EMERGENCY MEDICAL SERVICES
4 SYSTEM."

5 SECTION 4. Section 321-221, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "§321-221 Findings and purpose. The legislature finds
8 that the establishment of a state [~~comprehensive~~] emergency
9 medical services system [~~to include but not be limited to~~],
10 including emergency medical services for children, is a matter
11 of compelling state interest and necessary to protect and
12 preserve [~~the~~] public health [~~of the people of the State~~]. A
13 system designed to reduce medical emergency deaths, injuries,
14 and permanent long-term disability through the implementation of
15 a fully integrated, cohesive network of components, the
16 legislature further finds, will best serve [~~the~~] public health
17 needs [~~of the people~~]. Accordingly, the purpose of this part is
18 to establish and maintain a state [~~comprehensive~~] emergency
19 medical services system [~~throughout the~~] in communities that can
20 be most effectively served by the State, and to fix the
21 responsibility for the administration of this state system,



1 which shall provide for the arrangement of personnel,
 2 facilities, and equipment for the effective and coordinated
 3 delivery of health care services under emergency conditions,
 4 whether occurring as the result of a patient's condition [~~or~~
 5 ~~of~~], from natural disasters, or from other causes. The system
 6 shall provide for personnel, personnel training, communications,
 7 emergency transportation, facilities, coordination with
 8 emergency medical and critical care services, coordination and
 9 use of available public safety agencies, promotion of consumer
 10 participation, accessibility to care, mandatory standard medical
 11 recordkeeping, consumer information and education, independent
 12 review and evaluation, disaster linkage, mutual aid agreements,
 13 and other components necessary to meet the purposes of this
 14 part."

15 SECTION 5. Section 321-222, Hawaii Revised Statutes, is
 16 amended as follows:

17 1. By adding two new definitions to be appropriately
 18 inserted and to read:

19 "Service area" means the State, excluding any county
 20 having a population of five hundred thousand or more.

21 "Statewide" means all counties in the State."



1 2. By amending the definition of "emergency medical
2 services for children" to read:

3 ""Emergency medical services for children" means
4 [~~comprehensive~~] emergency medical services, including
5 preventive, pre-hospital, hospital, rehabilitative, and other
6 post-hospital care for children."

7 3. By amending the definition of "state system" to read:

8 ""State system" means the state [~~comprehensive~~] pre-
9 hospital emergency medical services system."

10 SECTION 6. Section 321-223, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "~~[§]321-223[§]~~ **State [~~comprehensive~~] emergency medical**
13 **services system, establishment.** The department [~~of health~~]
14 shall establish, administer, and maintain the state
15 [~~comprehensive~~] emergency medical services system to serve the
16 emergency health needs of the people [~~of~~] in the [~~State.~~]
17 service area. [~~The department of health in the implementation~~
18 ~~of this part shall plan, coordinate, and provide assistance to~~
19 ~~all entities and agencies, public and private, involved in the~~
20 ~~state system.~~] All emergency medical services or ambulance
21 services [~~conducted~~] contracted by or under the authority of the



1 department [~~of health~~] or any county within the service area
2 shall be consistent with this part."

3 SECTION 7. Section 321-224, Hawaii Revised Statutes, is
4 amended by amending subsection (a) to read as follows:

5 "(a) In addition to other functions and duties assigned
6 under this part, the department shall:

- 7 (1) Regulate ambulances and ambulance services[+]
 - 8 statewide;
- 9 (2) Establish emergency medical services throughout the
 - 10 [~~State,~~] service area, including emergency aeromedical
 - 11 services, which shall meet the requirements of this
 - 12 part, subject to section 321-228;
- 13 (3) Review and approve the curricula and syllabi of
 - 14 training courses offered to emergency medical services
 - 15 personnel statewide who provide basic, intermediate,
 - 16 and advanced life support, consult and coordinate with
 - 17 the University of Hawaii, or any other accredited
 - 18 community college, college, or university, or any
 - 19 professional organization that provides emergency
 - 20 medical services training, regarding the training for



- 1 basic, intermediate, and advanced life support
2 personnel, as provided in section 321-229;
- 3 (4) Collect and evaluate data for the continued evaluation
4 of the [~~state~~] statewide emergency medical services
5 system, subject to section 321-230;
- 6 (5) Coordinate, on a statewide basis, emergency medical
7 resources and the allocation of [~~the state system's~~]
8 emergency services and facilities in the event of mass
9 casualties, natural disasters, national emergencies,
10 and other emergencies, ensuring linkage to local,
11 state, and national disaster plans, and participation
12 in exercises to test these plans;
- 13 (6) Establish, administer, and maintain a communication
14 system for the [~~state system,~~] service area;
- 15 (7) Assist each county in the service area in the
16 development of a "911" emergency telephone system;
- 17 (8) Secure technical assistance and other assistance and
18 consultation necessary for the implementation of this
19 part, subject to section 321-230;
- 20 (9) Implement public information and education programs to
21 inform the public of the [~~state~~] statewide system and



- 1 its use, and disseminate other emergency medical
2 information, including appropriate methods of medical
3 self-help and first-aid, and the availability of
4 first-aid training programs [~~in the State~~] statewide;
- 5 (10) Establish standards and provide training for
6 dispatchers in the state system, and maintain a
7 program of quality assurance for dispatch equipment
8 and operations; provided that individuals acting as
9 dispatchers in the State as of July 1, 2022, shall
10 obtain emergency medical dispatch certification by
11 July 1, 2026, and shall maintain certification
12 thereafter;
- 13 (11) Establish a program that will enable emergency service
14 personnel statewide to provide early defibrillation;
- 15 (12) Establish within the department the emergency medical
16 service system for children[+] statewide;
- 17 (13) Consult with the advisory committee on matters
18 relating to the implementation of this part; and
- 19 (14) Establish and maintain statewide standards for
20 emergency medical services course instructor



1 qualifications and statewide requirements for
2 emergency medical services training facilities."

3 SECTION 8. Section 321-224.2, Hawaii Revised Statutes, is
4 amended by amending subsection (a) to read as follows:

5 "(a) The department shall establish reasonable fees to be
6 collected from individuals who are:

7 (1) Transported by emergency ground ambulance services to
8 a health care facility within the service area
9 designated by the department for the care of the
10 individual; or

11 (2) Provided health care by emergency medical services
12 personnel within the service area but not transported
13 by ground ambulance to a health care facility."

14 SECTION 9. Section 321-224.4, Hawaii Revised Statutes, is
15 amended as follows:

16 1. By amending subsection (a) to read:

17 "(a) The department [~~of health~~] shall establish and
18 administer the community paramedicine program[+] within the
19 service area."



1 2. By amending subsection (c) to read:

2 "(c) For purposes of this part, "community paramedicine
3 program" means an enhanced and expanded service in the state
4 [~~comprehensive~~] emergency medical services system that allows
5 state-licensed health care professionals, and community health
6 workers, to assist with public health, primary care, and
7 prevention services, including services through telehealth."

8 SECTION 10. Section 321-226, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "**§321-226 Emergency medical services and systems,**
11 **standards.** The department [~~of health~~] shall establish statewide
12 standards for emergency medical services and for emergency
13 medical service systems consistent with [~~the state system~~] this
14 part and applicable federal guidelines for [~~such~~] those
15 services, including a requirement that ambulance service
16 providers licensed by the State establish and maintain an
17 alcohol and substance abuse policy for employees that the
18 department [~~of health~~] deems is equivalent to, or exceeds the
19 provisions of, the safety and health standards established by
20 the federal Department of Transportation for holders of
21 commercial driver's licenses. In the event the standards are



1 determined or regulated by any other law, or by applicable
2 federal guidelines, standards required to be set by this section
3 shall be at least equivalent to or exceed the other state and
4 federal standards."

5 SECTION 11. Section 321-227, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "**§321-227 Regulation of ambulances.** The department of
8 health shall adopt, amend, and repeal rules under chapter 91 for
9 the regulation of ambulances within the State, including but not
10 limited to the certification of vehicles, equipment, supplies,
11 and communications systems[-]; provided that any county
12 operating a county emergency medical services system pursuant to
13 part of chapter 46 shall be responsible for the purchase,
14 maintenance, and servicing of all vehicles, equipment, supplies,
15 and communication systems operated for emergency services within
16 the county. The department may contract to certify air and
17 ground ambulance units statewide. The department may charge a
18 reasonable fee for annual certification and safety inspections
19 of air and ground ambulances. Any person who provides emergency
20 medical service as an employee of any emergency ambulance
21 service statewide shall be subject to chapter 453."



1 SECTION 12. Section 321-228, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§321-228 Emergency medical services; counties.** The
4 department shall determine, in consultation with the advisory
5 committee under section 321-225, the levels of emergency medical
6 services that shall be implemented in each county[-] within the
7 service area. The department may contract to provide emergency
8 medical services, including emergency aeromedical services, or
9 any necessary component of [~~a county~~] the emergency services
10 system of a county within the service area in conformance with
11 the state system. [~~In the event~~] If any county within the
12 service area shall apply to the department to operate emergency
13 medical ambulance services within the respective county, the
14 department may contract with the county for the provision of
15 those services. The department shall operate emergency medical
16 ambulance services or contract with a private agency in those
17 counties [~~which~~] within the service area that do not apply to it
18 under this section. Any county or private agency contracting to
19 provide emergency medical ambulance services under this section
20 shall be required by the department to implement those services



1 in a manner and at a level consistent with the levels determined
2 under this section."

3 SECTION 13. Section 321-229, Hawaii Revised Statutes, is
4 amended by amending subsections (a) and (b) to read as follows:

5 "(a) The University of Hawaii shall provide training
6 courses in basic, intermediate, and advanced life support for
7 emergency medical services personnel[-] statewide. The
8 curricula and syllabi of these courses shall be approved in
9 advance by the department [~~of health~~]. The curricula and
10 syllabi of courses for ambulance personnel shall be consistent
11 with the scope and level of the practice of emergency medical
12 services associated with emergency ambulance personnel
13 certification defined by the Hawaii medical board under part II
14 of chapter 453.

15 (b) The University of Hawaii, or other accredited
16 community college, college, or university, or any professional
17 organization that is approved by the department [~~of health~~] to
18 provide emergency medical services training, shall consult with
19 the department [~~of health~~] and any county operating a county
20 emergency medical services system pursuant to part of
21 chapter 46 to determine the number and type of emergency medical



1 services courses necessary to support the staffing requirements
2 for emergency medical services. The basic life support and
3 advanced life support training programs shall be relevant to and
4 consistent with the training course required for certification
5 under chapter 453."

6 SECTION 14. Section 321-230, Hawaii Revised Statutes, is
7 amended by amending subsections (a) and (b) to read as follows:

8 "(a) The department may contract for technical assistance
9 and consultation, including [~~but not limited to~~] categorization,
10 data collection, and evaluation appropriate to the needs of the
11 [~~state~~] statewide emergency medical services system. The
12 collection and analysis of statewide emergency medical services
13 data, including pediatrics, trauma, cardiac, medical, and
14 behavioral medical emergencies, shall be for the purpose of
15 improving the quality of services provided.

16 The department may implement and maintain a trauma registry
17 for the collection of information concerning the treatment of
18 critical trauma patients at state designated trauma centers, and
19 carry out a system for the management of that information. The
20 system may provide for the recording of information concerning
21 treatment received before and after a trauma patient's admission



1 to a hospital or medical center. All state designated trauma
2 centers shall submit to the department [~~of health~~] periodic
3 reports of each patient treated for trauma in the state system
4 in [~~such~~] the manner as the department shall specify.

5 For the purposes of this subsection, "categorization" means
6 systematic identification of the readiness and capabilities of
7 hospitals and their staffs to adequately, expeditiously, and
8 efficiently receive and treat emergency patients.

9 (b) The department shall establish, administer, and
10 maintain an aeromedical emergency medical services system
11 designed to collect and analyze data to measure the efficiency
12 and effectiveness of each phase of [~~an~~] the statewide emergency
13 aeromedical program.

14 The department shall monitor aeromedical emergency
15 ambulance service flights statewide to include date of service,
16 patient demographics, transport diagnosis, and medical outcomes.
17 The department shall work with each health care facility as the
18 intermediary to arrange emergency transport of bariatric
19 patients by the United States Coast Guard, and maintain a
20 registry of all emergency transports provided by the United
21 States Coast Guard. All statewide aeromedical providers shall



1 submit their data to the department as specified and requested
2 by the department.

3 The statewide aeromedical emergency medical services system
4 shall serve the emergency health needs of the people of the
5 State by identifying:

- 6 (1) The system's strengths and weaknesses;
- 7 (2) The allocation of resources; and
- 8 (3) The development of rotary-wing emergency aeromedical
9 services standards;

10 provided that emergency helicopter use, including triage
11 protocols, shall be based on national aeromedical triage and
12 transport guidelines established by the Association of Air
13 Medical Services, the American College of Surgeons [~~and~~], the
14 National Association of Emergency Medical Service Physicians[+],
15 or other department-approved national aeromedical accreditation
16 agency. The department, in the implementation of this
17 subsection, shall plan, coordinate, and provide assistance to
18 all entities and agencies, public and private, involved in the
19 statewide system."

20 SECTION 15. Section 321-232, Hawaii Revised Statutes, is
21 amended as follows:



1 1. By amending subsection (a) to read:

2 "(a) The department [~~of health~~] shall establish reasonable
3 fees for services rendered to the public within the service area
4 by the department [~~of health~~], any county[~~r~~] within the service
5 area, or private agency under this part; provided that all
6 [~~such~~] revenues [~~which shall be~~] collected by the department [~~of~~
7 ~~health~~] and the respective counties pursuant to this section
8 shall be deposited into the state general fund, except [~~such~~]
9 amounts necessary to provide for collection services for bad
10 debt accounts. Fees required to be set by this section shall be
11 established in accordance with chapter 91."

12 2. By amending subsection (c) to read:

13 "(c) In the event of nonpayment of any fees required to be
14 assessed by this section, the department [~~of health~~] shall
15 determine whether the recipient of [~~such~~] services is
16 financially able to pay [~~such~~] the fees and make every
17 reasonable effort to collect [~~such~~] the fees. In the event the
18 department finds the person is without sufficient resources to
19 pay for the services, no further action to collect the fees
20 shall be taken. If the services are paid by a county or any
21 other entity, and collection of [~~such~~] the fee is delegated by



1 contractual agreement to the county or other agency [~~which~~] that
2 provides the services, the county or other agency shall forward
3 records relating to unpaid fees for action by the department [~~of~~
4 ~~health~~] under this subsection. No county or other entity shall
5 make a final determination of the ability of a person to pay
6 under this subsection. Any determination of ability to pay for
7 purposes of this subsection shall be in accordance with rules
8 [~~which~~] that the department [~~of health~~] shall adopt, subject to
9 chapter 91, governing [~~such~~] the determinations."

10 SECTION 16. Section 321-234, Hawaii Revised Statutes, is
11 amended by amending subsection (b) to read as follows:

12 "(b) The moneys in the special fund shall be [~~used by~~]
13 distributed as follows:

14 (1) Beginning with fiscal year 2021-2022, \$3,500,000 shall
15 be distributed each fiscal year to a county operating
16 a county emergency medical services system pursuant to
17 part of chapter 46 for the operation of that
18 system; and

19 (2) The remainder shall be distributed to the department
20 for operating [~~a state comprehensive emergency medical~~
21 services] the system established pursuant to this



1 chapter, including enhanced and expanded services, and
2 shall not be used to supplant funding for emergency
3 medical services authorized prior to [+]July 1,
4 2004[+]."

5 SECTION 17. Section 321-236, Hawaii Revised Statutes, is
6 amended to read as follows:

7 "[+]§321-236[+] **Emergency medical services; use of latex**
8 **gloves prohibited.** The use of latex gloves by personnel
9 providing ambulance services or emergency medical services
10 statewide pursuant to this part and part of chapter 46 shall
11 be prohibited."

12 PART II

13 SECTION 18. (a) The transition of all rights, powers,
14 functions, and duties of the department of health under
15 part XVIII of chapter 321, Hawaii Revised Statutes, that are
16 exercised within the island of Oahu are hereby transferred to
17 the city and county of Honolulu and the transition shall
18 commence on July 1, 2021. The transition of the rights, powers,
19 functions, and duties of the department of health pursuant to
20 part I, to the city and county of Honolulu shall be completed no
21 later than June 30, 2024.



1 (b) Funding for the transition and maintenance of the
2 rights, powers, functions, and duties of the department of
3 health pursuant to part I, to the city and county of Honolulu
4 shall be allocated as follows:

5 (1) For the first year of the transition (fiscal year
6 2021-2022), the city and county of Honolulu shall be
7 reimbursed for fiscal year 2021-2022 emergency medical
8 services operational expenses, up to \$46,171,411, and
9 the amount specified in section 321-234(b), Hawaii
10 Revised Statutes, from the emergency medical services
11 special fund for the operation of an emergency medical
12 service system in the city and county of Honolulu.
13 Any additional costs shall be borne by the city and
14 county of Honolulu. The department shall continue to
15 provide all emergency service medical billing and
16 collections for the city and county of Honolulu with
17 all moneys received deposited in the State's general
18 fund;

19 (2) For the second year of the transition (fiscal year
20 2022-2023), the city and county of Honolulu shall
21 retain all the amounts it receives from billing for



1 its services, receive \$8,904,499, and receive the
2 amount specified in section 321-234(b), Hawaii Revised
3 Statutes, from the emergency medical services special
4 fund for the operation of an emergency medical
5 services system in the city and county of Honolulu.
6 Any additional costs shall be borne by the city and
7 county of Honolulu;

8 (3) For the third year of the transition (fiscal year
9 2023-2024), the city and county of Honolulu shall
10 retain all the amounts it receives from billing for
11 its services, receive \$4,452,249, and the amount
12 specified in section 321-234(b), Hawaii Revised
13 Statutes, from the emergency medical services special
14 fund for the operation of an emergency medical
15 services system in the city and county of Honolulu.
16 Any additional costs shall be borne by the city and
17 county of Honolulu; and

18 (4) Every year thereafter, the city and county of Honolulu
19 shall continue to retain all the amounts it receives
20 from billing for its services and the amount specified
21 in section 321-234(b), Hawaii Revised Statutes, from



1 the emergency medical services special fund as the
 2 State's share pursuant to section 5 of article VIII of
 3 the Constitution of the State of Hawaii, and receive
 4 no additional funds from the State's general fund for
 5 the operation of an emergency medical services system
 6 in the city and county of Honolulu. Any additional
 7 costs shall be borne by the city and county of
 8 Honolulu.

9 SECTION 19. All rules, policies, procedures, guidelines,
 10 and other material adopted or developed by the department of
 11 health to implement provisions of the Hawaii Revised Statutes
 12 that are reenacted or made applicable to the city and county of
 13 Honolulu by this Act shall remain in full force and effect until
 14 amended or repealed by the city and county of Honolulu pursuant
 15 to chapter 91, Hawaii Revised Statutes. In the interim, every
 16 reference to the department of health or director of health in
 17 those rules, policies, procedures, guidelines, and other
 18 material as made applicable by this Act, is amended to refer to
 19 the city and county of Honolulu or the mayor of the city and
 20 county of Honolulu.



1 SECTION 20. All deeds, leases, contracts, loans,
2 agreements, permits, or other documents executed or entered into
3 by or on behalf of the department of health, pursuant to the
4 provisions of the Hawaii Revised Statutes, that are reenacted or
5 made applicable to the city and county of Honolulu by this Act
6 shall remain in full force and effect. Effective July 1, 2021,
7 every reference to the department of health or the director of
8 health in those deeds, leases, contracts, loans, agreements,
9 permits, or other documents shall be construed as a reference to
10 the city and county of Honolulu or the mayor of the city and
11 county of Honolulu.

12 SECTION 21. All personal computers and radios used,
13 acquired, or held by the department of health relating to the
14 functions transferred to the city and county of Honolulu shall
15 be transferred with the functions to which they relate; provided
16 that the department of health shall retain data repositories,
17 charts, patient information, data submission, and epidemiology
18 information for all emergency medical services within the State.

19 SECTION 22. There is appropriated out of the emergency
20 medical services special fund established pursuant to
21 section 321-234, Hawaii Revised Statutes, the sum of \$3,500,000



1 or so much thereof as may be necessary for fiscal year 2021-2022
2 and the same sum or so much thereof as may be necessary for
3 fiscal year 2022-2023 for emergency medical services in the city
4 and county of Honolulu.

5 The sums appropriated shall be expended by the city and
6 county of Honolulu for the purposes of this Act.

7 SECTION 23. There is appropriated out of the funds
8 received by the State from the American Rescue Plan Act, Public
9 Law 117-2 (Section 9901), the sum of \$84,257,043 or so much
10 thereof as may be necessary for fiscal year 2021-2022 and
11 \$46,990,131 or so much thereof as may be necessary for fiscal
12 year 2022-2023 for the operation of the statewide emergency
13 medical services and injury prevention system.

14 The sums appropriated shall be expended by the department
15 of health for the purposes of this Act.

16 SECTION 24. This Act does not affect rights and duties
17 that matured, penalties that were incurred, and proceedings that
18 were begun before its effective date.

19 SECTION 25. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



1 SECTION 26. This Act shall take effect upon its approval;
2 provided that part I, except section 16, shall take effect on
3 July 1, 2022; and section 16 and part II shall take effect on
4 July 1, 2021.

APPROVED this 06 day of JUL , 2021



GOVERNOR OF THE STATE OF HAWAII



HB No. 1281, HD 1, SD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 29, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.



Scott K. Saiki
Speaker
House of Representatives




Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI‘I

Date: April 29, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2021.


President of the Senate


Clerk of the Senate