HOUSE OF REPRESENTATIVES TWENTY-SEVENTH LEGISLATURE, 2014 STATE OF HAWAII

H.B. NO. 1734

### A BILL FOR AN ACT

RELATING TO HEALTH.

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

| 1  | SECT   | ION 1. Section 321-1.8, Hawaii Revised Statutes, is      |  |
|----|--|--|--|
| 2  | amended to read as follows:                                      |  |  |
| 3  | "[+]§321-1.8[+] [ <del>Inspections;</del> ] State-licensed care  |  |  |
| 4  | facilitie  | s; inspections; inventory; public [notice.] website.     |  |
| 5  | (a) Begi   | nning with inspections occurring on January 1, 2015, the |  |
| 6  | department of health shall post on its website electronic copies |  |  |
| 7  | for all i  | nspections it performs of the [following] state-licensed |  |
| 8  | care facilities[+  |  |  |
| 9  | (1)  | Adult day health centers;                                |  |
| 10 | <del>(2)</del>   | Adult day care centers;                                  |  |
| 11 | <del>(3)</del>   | Community care foster family homes;                      |  |
| 12 | -(4-)-   | Developmental disabilities domiciliary homes as defined  |  |
| 13 |  | in section 321-15.9;                                     |  |
| 14 | <del>(5)</del>   | Developmentally disabled adult foster homes;             |  |
| 15 | <del>(6)</del>   | Long term care facilities as defined in section          |  |
| 16 |  | <del>349-21(f); and</del>                                |  |
| 17 | <del>(7)</del>   | Special treatment facilities as defined in section       |  |
| 18 |  | 334-1.] specified in subsection (c).                     |  |



| 1  | [ <del>-(b)</del> -]   | Each report shall be posted on the department of             |  |  |
|----|--|--|--|--|
| 2  | health's   | website within five working days of the conclusion of        |  |  |
| 3  | each insp  | each inspection and shall include the following information: |  |  |
| 4  | (1)  | The date of the inspection;                                  |  |  |
| 5  | (2)  | A description of violations of relevant state laws or        |  |  |
| 6  |  | rules, if applicable;  |  |  |
| 7  | (3)  | Plans of correction and the status of corrective             |  |  |
| 8  |  | actions in response to any violations, if applicable;        |  |  |
| 9  | (4)  | A list and description of all corrective actions taken       |  |  |
| 10 |  | by the facility, if applicable, to be submitted by the       |  |  |
| 11 |  | facility and added to the report at a later time, as         |  |  |
| 12 |  | determined by the department; and                            |  |  |
| 13 | (5)  | Other information regarding the quality and conditions       |  |  |
| 14 |  | of the facility the department of health deems               |  |  |
| 15 |  | appropriate.   |  |  |
| 16 | [ <del>(c)</del> ]   | Each report posted on the department of health's             |  |  |
| 17 | website t  | hat reports a violation committed by a state-licensed        |  |  |
| 18 | care facility as described in subsection $[-(a)]$ (c) shall be |  |  |  |
| 19 | removed f  | rom the website after three years from the date the          |  |  |
| 20 | report was posted.   |  |  |  |
| 21 | (b)  | Beginning , in addition to the information                   |  |  |
| 22 | required   | by subsection (a), the department of health shall post       |  |  |



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| 1  | <u>on its we</u> | bsite, the following information related to the state-  |
|----|------------------|---|
| 2  | licensed         | care facilities specified in subsection (c):            |
| 3  | (1)              | An inventory of facilities that shall include the name, |
| 4  |                  | location, and a current list of vacancies for each      |
| 5  |                  | facility; and   |
| 6  | (2)              | A rating of each facility according to a rating system  |
| 7  |                  | developed by the department of health and including a   |
| 8  |                  | description of any violations of state laws or rules    |
| 9  |                  | relevant to the rating.                                 |
| 10 | (c)              | The reporting requirements established by this section  |
| 11 | shall app        | ply to:   |
| 12 | (1)              | Adult day health centers;                               |
| 13 | (2)              | Adult day care centers;                                 |
| 14 | (3)              | Community care foster family homes;                     |
| 15 | (4)              | Developmental disabilities domiciliary homes as defined |
| 16 |                  | in section 321-15.9;                                    |
| 17 | (5)              | Developmentally disabled adult foster homes;            |
| 18 | (6)              | Long-term care facilities as defined in section         |
| 19 |                  | <u>349-21(f); and</u>                                   |
| 20 | (7)              | Special treatment facilities as defined in section      |
| 21 |                  | 334-1."   |



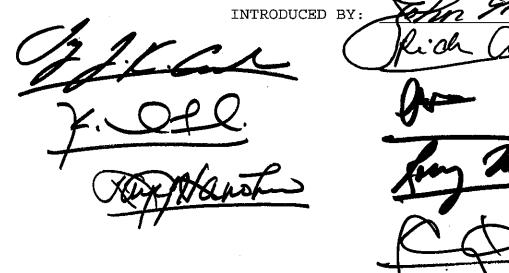
SECTION 2. There is appropriated out of the general
 revenues of the State of Hawaii the sum of \$\$ or so much
 thereof as may be necessary for fiscal year 2014-2015 to carry
 out the purposes of this Act.

5 The sum appropriated shall be expended by the department of6 health for the purposes of this Act.

7 SECTION 3. Statutory material to be repealed is bracketed8 and stricken. New statutory material is underscored.

9 SECTION 4. This Act shall take effect upon its approval;
10 provided that section 2 shall take effect on July 1, 2014.

11



JAN 1 6 2014



Report Title:

Department of Health; Website Information; Care Homes Inventory

#### Description:

Requires the Department of Health to post on its website an inventory and rating information of certain state-licensed care facilities. Appropriates funds.

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

