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# A BILL FOR AN ACT

RELATING TO LICENSING.

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

1           SECTION 1. Section 321-15.62, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) All expanded adult residential care homes, and any  
4 adult family boarding home or private home providing healthcare  
5 to elderly or disabled individuals who are unrelated to the  
6 caregiver family by blood, marriage, or adoption shall be  
7 licensed to ensure the health, safety, and welfare of the  
8 individuals placed therein."

9           SECTION 2. Section 321-15.7, Hawaii Revised Statutes, is  
10 amended to read as follows:

11           "**§321-15.7 Penalty.** Any person who intentionally operates  
12 an adult residential care home, adult family boarding home or  
13 private home that provides healthcare to elderly or disabled  
14 individuals who are unrelated to the caregiver family by blood,  
15 marriage, or adoption, or hospice home without a license shall  
16 be guilty of a misdemeanor[-] and shall be fined not more than:

17           (1) \$ \_\_\_\_\_ for the first offense;



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1           (2)   \$ \_\_\_\_\_ for the second offense; and

2           (3)   \$ \_\_\_\_\_ for the third offense or subsequent

3           offense."

4           SECTION 3. Act 184, Session Laws of Hawaii 2016, is

5 amended by amending section 4 to read as follows:

6           "SECTION 4. Section 321-15.62, Hawaii Revised Statutes, is

7 amended by amending subsection (a) to read as follows:

8           "(a) All expanded adult residential care homes, and any

9 adult family boarding home or private home providing healthcare

10 to elderly or disabled individuals who are unrelated to the

11 caregiver family by blood, marriage, or adoption shall be

12 licensed to ensure the health, safety, and welfare of the

13 individuals placed therein. The department shall conduct visits

14 and inspections pursuant to section 321-1.9."

15           SECTION 4. Statutory material to be repealed is bracketed

16 and stricken. New statutory material is underscored.

17           SECTION 5. This Act shall take effect on July 1, 2017.

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INTRODUCED BY:                                 *DM*                                

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*John R. ...*  
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JAN 23 2017



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**Report Title:**

Healthcare; Licensing

**Description:**

Requires adult family boarding homes and private homes that provide healthcare to the elderly or disabled to be licensed by the Department of Health. Establishes fines for operating an adult residential care home, adult family boarding home or private home that provides healthcare to elderly or disabled individuals who are unrelated to the caregiver family by blood, marriage, or adoption, or hospice home without a license.

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

