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# A BILL FOR AN ACT

RELATING TO STATEWIDE HEALTH PLANNING.

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

1           SECTION 1. The purpose of this Act is to establish a more  
2 coordinated and cost-effective statewide health planning and  
3 resource development program.

4           SECTION 2. Section 323D-12, Hawaii Revised Statutes, is  
5 amended to read as follows:

6           "§323D-12 Health planning and development functions; state  
7 agency. (a) The state agency or department of health shall:  
8           (1) Have as a principal function the responsibility for  
9 promoting accessibility for all the people of the  
10 State to quality health care services at reasonable  
11 cost. The state agency or department of health shall  
12 conduct such studies and investigations as may be  
13 necessary as to the causes of health care costs  
14 including inflation. The state agency or department  
15 of health may contract for services to implement this  
16 paragraph. The certificate of need program mandated  
17 under part V shall serve this function. The state



1           agency or department of health shall promote the  
2           sharing of facilities or services by health care  
3           providers whenever possible to achieve economies and  
4           shall restrict unusual or unusually costly services to  
5           individual facilities or providers where appropriate;

6           (2) Serve as staff to and provide technical assistance and  
7           advice to the statewide council and the subarea  
8           councils in the preparation, review, and revision of  
9           the state health services and facilities plan;

10          (3) Conduct the health planning activities of the State in  
11          coordination with the subarea councils, implement the  
12          state health services and facilities plan, and  
13          determine the statewide health needs of the State  
14          after consulting with the statewide council; and

15          (4) Administer the state certificate of need program  
16          pursuant to part V.

17          (b) The state agency may:

18          (1) Prepare such reports and recommendations on Hawaii's  
19          health care costs and public or private efforts to  
20          reduce or control costs and health care quality as it  
21          deems necessary. The report may include, but not be



1 limited to, a review of health insurance plans, the  
2 availability of various kinds of health insurance and  
3 malpractice insurance to consumers, and strategies for  
4 increasing competition in the health insurance field.

5 (2) Prepare and revise as necessary the state health  
6 services and facilities plan.

7 (3) Prepare, review, and revise the annual implementation  
8 plan.

9 (4) Assist the statewide council in the performance of its  
10 functions.

11 (5) Determine the need for new health services proposed to  
12 be offered within the State.

13 (6) Assess existing health care services and facilities to  
14 determine whether there are redundant, excessive, or  
15 inappropriate services or facilities and make public  
16 findings of any that are found to be so. The state  
17 agency or department of health shall weigh the costs  
18 of the health care services or facilities against the  
19 benefits the services or facilities provide and there  
20 shall be a negative presumption against marginal  
21 services.



1 (7) Provide technical assistance to persons, public or  
2 private, in obtaining and filling out the necessary  
3 forms for the development of projects and programs.

4 (8) Prepare reports, studies, and recommendations on  
5 emerging health issues, such as medical ethics, health  
6 care rationing, involuntary care, care for the  
7 indigent, and standards for research and development  
8 of biotechnology and genetic engineering.

9 (9) Conduct such other activities as are necessary to meet  
10 the purposes of this chapter."

11 SECTION 3. Section 323D-12.6, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 " [4] §323D-12.6 [4] State health planning and development  
14 special fund; created; deposits; expenditures; fees. (a) There  
15 is established within the state treasury, to be administered by  
16 [~~the state health planning and development agency~~] \_\_\_\_\_,  
17 the state health planning and development special fund into  
18 which shall be deposited all moneys collected under this chapter  
19 [323D].



1           (b) Moneys in the special fund shall be expended by the  
2 state health planning and development agency to assist in  
3 offsetting program expenses of the agency.

4           (c) All unencumbered and unexpended moneys in excess of  
5 \$2,000,000 remaining on balance in the special fund at the close  
6 of June 30 of each year shall lapse to the credit of the general  
7 fund.

8           ~~[(e)]~~ (d) The agency shall adopt rules in accordance with  
9 chapter 91 to establish reasonable fees for the purposes of this  
10 chapter."

11           SECTION 4. Statutory material to be repealed is bracketed  
12 and stricken. New statutory material is underscored.

13           SECTION 5. This Act shall take effect on July 1, 2050;  
14 provided that on June 30, 2026, section 2 of this Act shall be  
15 repealed and section 323D-12, Hawaii Revised Statutes, shall be  
16 reenacted in the form in which it read on the day before the  
17 effective date of this Act.



**Report Title:**

State Health Planning and Development Agency; Statewide Health Planning and Resource Development Program Reform

**Description:**

Authorizes either the State Health Planning Development Agency or the Department of Health to deploy statewide health planning and resource development programs and resources. Provides that any money in the state health planning and development special fund in excess of \$2,000,000 shall lapse into the general fund. Effective 7/1/2050. Department of Health's duty to deploy programs and resources repeals 6/30/2055. (SD1)

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

