

JAN 27 2021

A BILL FOR AN ACT

RELATING TO EMERGENCY POWERS.

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

1 SECTION 1. Chapter 127A, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§127A- Medical facilities; elective surgeries. (a)
5 Whenever the governor declares a state of emergency for the
6 entire State or any portion thereof, or a mayor declares a local
7 state of emergency for the county or any portion thereof, or
8 when the State, or any portion thereof, is the subject of a
9 health or pandemic emergency:

10 (1) The governor shall assure the continuity of service by
11 medical facilities, both publicly and privately owned,
12 by regulating the continuation of services; and

13 (2) Any hospital, in its discretion, may suspend providing
14 elective surgeries to address operational limits of
15 the facility's bed capacity.

16 (b) As used in this section, "hospital" means a facility
17 licensed under section 321-14.5."



S.B. NO. 972

1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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S.B. NO. 972

Report Title:

Governor; Emergency Powers; Hospitals; Elective Surgeries

Description:

Authorizes the governor to ensure the continued operation of medical facilities during times of health or pandemic emergencies. Authorizes hospitals to suspend elective surgeries in order to address bed capacity during the period of emergency.

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