
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 or, if necessary to the continuation of
13 the service thereof, by taking over and operating the
14 same; and

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

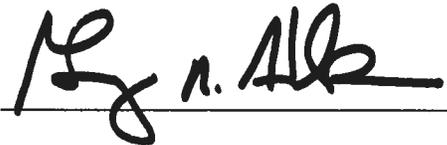


1 (b) As used in this section, "hospital" means a facility
2 licensed under section 321-14.5."

3 SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY: 

JAN 27 2021



H.B. NO. 1380

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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