

A Bill for an Act Relating to Nursing Home Administrators.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 457B, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“§457B- Conditions concerning qualifications for licensure examination.

(a) The rules of the board regarding the experience required of an applicant for licensure shall provide that:

- (1) A master of public health, master of business administration or a master of hospital administration degree, with a specialization in health services administration from an accredited institution of higher education shall be substitutable for one year of practical experience required of an applicant; and
- (2) One year of administrative experience in a health related area shall be accepted as equivalent to any requirement for one year of administrative experience in nursing home administration.

(b) The rules of the board regarding the education required of an applicant for licensure shall:

- (1) Require a baccalaureate degree from an accredited institution of higher education; provided that the board shall seek the advice of the University of Hawaii, office of admissions, regarding the college or University's accreditation, and that the board shall approve any degree recognized by the University of Hawaii.
- (2) The board may exempt an applicant from completing the currently approved nursing home administrator's correspondence course if the board determines that the applicant's baccalaureate or post-baccalaureate formal education has imparted the knowledge and skills taught in the course; and

(c) The board, as qualifications for taking the licensure examination, shall not require an applicant to furnish evidence of absence of physical or mental impairments.”

SECTION 2. Section 26H-4, Hawaii Revised Statutes, is amended to read as follows:

“§26H-4 Repeal dates. (a) The following chapter is hereby repealed effective December 31, 1984:

- (1) Chapter 436D (Board of Acupuncture)

(b) The following chapters are hereby repealed effective December 31, 1985:

- (1) Chapter 460 (Board of Osteopathic Examiners)
- (2) Chapter 461 (Board of Pharmacy)
- (3) Chapter 455 (Board of Examiners in Naturopathy)
- (4) Chapter 463E (Podiatry)
- (5) Chapter 451A (Board of Hearing Aid Dealers and Fitters)
- [(6)] Chapter 457B (Board of Examiners of Nursing Home Administrators)
- (7)] (6) Chapter 448H (Elevator Mechanics Licensing Board)
- [(8)] (7) Chapter 462A (Board of Pilot Commissioners)

(c) The following chapters are hereby repealed effective December 31, 1986:

- (1) Chapter 437 (Motor Vehicle Industry Licensing Board)
- (2) Chapter 437B (Motor Vehicle Repair Industry Board)
- (3) Chapter 440 (Boxing Commission)
- (4) Chapter 460J (Pest Control Board)
- (5) Chapter 438 (Board of Barbers)
- (6) Chapter 439 (Board of Cosmetology)
- (d) The following chapters are hereby repealed effective December 31, 1987:

- (1) Chapter 458 (Board of Dispensing Opticians)
- (2) Chapter 459 (Board of Examiners in Optometry)
- (3) Chapter 452 (Board of Massage)
- (4) Chapter 471 (Board of Veterinary Examiners)
- (5) Chapter 441 (Cemeteries and Mortuaries)
- (6) Chapter 463 (Board of Detectives and Guards)
- (e) The following chapters are hereby repealed effective December 31, 1988:

- (1) Chapter 465 (Board of Certification for Practicing Psychologists)
- (2) Chapter 468E (Board of Speech Pathology and Audiology)
- (3) Chapter 359L (Factory Built Housing Advisory Board)
- (4) Chapter 468B (Solar Energy Device Dealers)
- (5) Chapter 468K (Travel Agencies)
- (6) Chapter 373 (Commercial Employment Agencies)
- (7) Chapter 442 (Board of Chiropractic Examiners)
- (8) Chapter 448 (Board of Dental Examiners)
- (f) The following chapters are hereby repealed effective December 31, 1989:

- (1) Chapter 444 (Contractors License Board)
- (2) Chapter 448E (Board of Electricians and Plumbers)
- (3) Chapter 464 (Board of Registration of Professional Engineers, Architects, and Surveyors)
- (4) Chapter 466 (Board of Public Accountancy)
- (5) Chapter 467 (Real Estate Commission)
- (g) The following chapters are hereby repealed effective December 31, 1990:

- (1) Chapter 447 (Dental Hygienists)
- (2) Chapter 453 (Board of Medical Examiners)
- (3) Chapter 457 (Board of Nursing)

(h) The following chapter is hereby repealed effective December 31, 1991:

- (1) Chapter 457B (Board of Examiners of Nursing Home Administrators)."

SECTION 3. Section 457B-6, Hawaii Revised Statutes, is amended to read as follows:

"§457B-6 Powers and duties. The board shall:

- (1) Develop, impose, and enforce standards which shall be met by individuals in order to receive a license as a nursing home administrator, which standards shall be designed to insure that nursing home administrators shall be individuals who by training or experience in the field of institutional administration, are qualified to serve as nursing home administrators;
- (2) Develop and apply appropriate techniques, including examinations and investigations, for determining whether an individual meets the board's standards;
- (3) Issue licenses to individuals determined, after the application of appropriate techniques, to meet the board's standards, and revoke or suspend licenses previously issued by the board in any case where the individual holding a license is determined substantially to have failed to conform to the requirements of the board's standards;
- (4) Establish and carry out procedures designed to insure that individuals licensed as nursing home administrators shall, during any period that they serve as such, comply with the requirements of the board's standards[.]. The board shall also initiate and maintain cooperative arrangements with the long-term care ombudsman, the department of social services and housing and department of health for the sharing of information on the performance of administrators;
- (5) Receive, investigate, and take appropriate action with respect to, any charge or complaint filed with the board to the effect that any individual licensed as a nursing home administrator has failed to comply with the requirements of the board's standards;
- (6) Conduct a continuing study and investigation of nursing homes and administrators of nursing homes within the State with a view to the improvement of the standards imposed for the licensing of administrators of nursing homes and of procedures and methods for the enforcement of licensing standards with respect to administrators of nursing homes who have been licensed;
- (7) Adopt in accordance with chapter 91 rules as may be necessary for the purposes of this chapter; and
- (8) Maintain a record of all its proceedings."

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.¹

SECTION 5. This Act shall take effect upon its approval.

(Approved June 3, 1985.)

Note

1. Edited pursuant to HRS §23G-16.5.