



HAWAII HEALTH SYSTEMS
C O R P O R A T I O N

"Quality Healthcare for All"

COMPLIANCE ALERT 13-21

"Hawaii's Fair Treatment Law"

EXECUTIVE SUMMARY: Chapter 84 of the Hawaii Revised Statutes, the "Fair Treatment Law" prohibits employees or Board members to secure or grant unwarranted privileges, treatment, and advantages because of their position. This includes using his or her position to gain information or benefits using State resources for a private business purpose.

SUMMARY: Hawaii Revised Statutes (HRS) Chapter 84 is the basis for the Hawaii State Ethics Commissions guidance and authority. HRS §84-13 states in part that ..."No legislator or employee shall use or attempt to use the legislator's or employees official position to secure or grant unwarranted privileges, exemptions, advantages, contracts, or treatment, for oneself or others."

The law specifically includes such things as:

- Accepting, receiving, or soliciting compensation or other consideration for the performance of the legislator's or employee's official duties or responsibilities except as provided by law.
- Using state time, equipment or other facilities for private business purposes.
- Using his or her position to grant any person or business preferential treatment or favoritism, or any unwarranted advantages or privileges.

Chapter 84 -3 defines "employees" to include appointed Board members.

ACTION NEEDED: All employees and Board members of HHSC must ensure that they are not using their positions to obtain services or information with State resources for private purposes that other members of the general public could not obtain.

Source: HRS§.84