

Honolulu, Hawaii

MAR 21 2006

RE: H.B. No. 3105
H.D. 2
S.D. 1

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committees on Health and Human Services, to which was referred H.B. No. 3105, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION,"

beg leave to report as follows:

The purpose of this measure is to provide fee-for-service mental health consumers improved access to psychotropic medications, repeal the pre-authorization exemption for psychotropic medications, and repeal the requirement that the Department of Human Services report on the costs and effects of the Act.

Your Committees received testimony in support of this measure from the Hawaii Medical Service Association and NAMI Oahu. Your Committees received testimony in support of the intent of this measure with suggested amendments from the Department of Human Services, the Hawaii Disability Rights Center, and the Hawaii Psychiatric Medical Association. Your Committees received testimony in opposition to this measure from Kaiser Permanente.

Your Committees find that open access to psychotropic medications is necessary for successful treatment of mental illnesses. Equal access should be made available to all individuals participating in Hawaii medicaid medical plans. Testimony submitted by the Department of Human Services, the Hawaii Disability Rights Center, and the Hawaii Psychiatric



Medical Association suggested amending this measure by removing the QUEST exclusion.

Your Committees have amended this measure by replacing its contents with the contents of S.B. No. 3224, SD2 which:

- (1) Repeals the QUEST exemption;
- (2) Repeals the definition of "consultation" and the requirement that a prescribing physician consult with a psychiatrist prior to prescribing;
- (3) Retains the pre-authorization exemption;
- (4) Retains the reporting requirement for the Department of Human Services and extends the date one year;
- (5) Repeals the sunset date; and
- (6) Changes the defective effective date making it effective upon approval.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 3105, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 3105, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committees on Health and Human
Services,



SUZANNE CHUN OAKLAND, Chair


ROSALYN H. BAKER, Chair



The Senate
Twenty-Third Legislature
State of Hawaii

Record of Votes of the
Committee on Health
(Bills and Resolutions)

Measure:* <i>HB 3105 HD2</i>	Committee Referral: <i>HTH/HMS, WAM</i>	Date: <i>3/13/06</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is to:				
<input type="checkbox"/> Pass, unamended (2312) <input checked="" type="checkbox"/> Pass, with amendments (2311) <input type="checkbox"/> Hold (2310) <input type="checkbox"/> Recommit (2313)				
Members	Ayes	Ayes(WR)	Nays	Excused
BAKER, Rosalyn H. (C)	✓			
CHUN OAKLAND, Suzanne (VC)	✓			
HANABUSA, Colleen				✓
TSUTSUI, Shan S.	✓			
WHALEN, Paul				✓
TOTAL	<i>3</i>	<i>0</i>	<i>0</i>	<i>✓</i>
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Do not list more than one measure per Record of Votes.

