

GOV. MSG. NO. **987**

EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE

June 27, 2007

The Honorable Colleen Hanabusa, President and Members of the Senate Twenty-Fourth State Legislature State Capitol, Room 409 Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 27, 2007, the following bill was signed into law:

SB1750 SD1 HD1 CD1

A BILL FOR AN ACT RELATING TO HEALTH. (ACT 216)

Sincerely,

LINDA LINGLE

Approved by the Governor JUN 2 7 2007

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THE SENATE TWENTY-FOURTH LEGISLATURE, 2007 STATE OF HAWAII ACT 216 S.B. NO. ¹⁷⁵⁰ S.D. 1

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A BILL FOR AN ACT

RELATING TO HEALTH.

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

SECTION 1. The legislature finds that shaken baby syndrome 1 2 is the medical term used to describe the vigorous violent shaking of an infant or young child and the resulting injuries. 3 4 At least one in four victims of shaken baby syndrome die as a result of their injuries. More then fifty per cent of the 5 infants and young children who survive shaken baby syndrome 6 suffer from residual disabilities, including brain damage, 7 8 seizures, mental retardation, spinal injury, paralysis, 9 blindness, and hearing loss.

The legislature further finds that shaken baby syndrome is 10 preventable when parents of newborns are educated regarding the 11 12 effects of a moment's violent loss of control and the resulting signs and symptoms of shaken baby syndrome. Prevent Child Abuse 13 Hawaii is a nonprofit organization willing to provide hospitals 14 and public health facilities with written educational materials 15 16 about the dangerous effects of shaken baby syndrome and the different methods of preventing shaken baby syndrome. 17

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The purpose of this Act is to enable a hospital, including 1 a public health facility, to provide information regarding 2 shaken baby syndrome to the parents of all newborns under its . 3 4 care. SECTION 2. Chapter 321, Hawaii Revised Statutes, is 5 amended by adding a new section to be appropriately designated 6 and to read as follows: 7 8 **"§321- Shaken baby syndrome.** (a) Any hospital that 9 provides medical care to a newborn may provide each parent of the newborn with written educational information approved by the 10 department of health and provided by nonprofit organizations 11 about the dangerous effects of shaken baby syndrome and the 12 different methods of preventing shaken baby syndrome. 13 For the purpose of this section: 14 (b) "Hospital" includes: 15 (1) An institution with an organized medical staff, 16 regulated under section 321-11(10), that admits 17 patients for inpatient care, diagnosis, observation, 18 and treatment; and 19 A health facility under chapter 323F. 20 (2)

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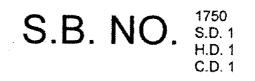
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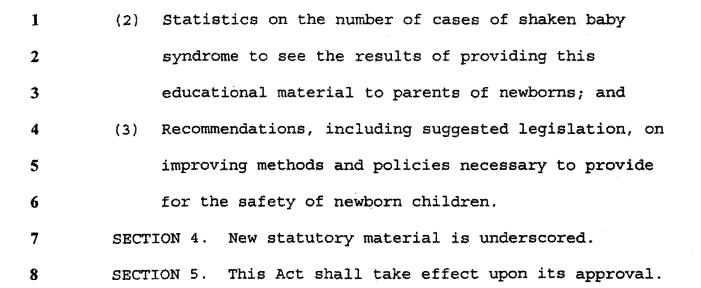


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1	"Medical care" means every type of care, treatment,
2	surgery, hospitalization, attendance, service, and supplies as
3	the nature of the injury or condition requires.
4	"Parent" includes a biological mother or father, foster
.5	mother or foster father, adoptive mother or adoptive father, and
6	step-mother or step-father.
7	"Shaken baby syndrome" means an injury caused by the
8	vigorous shaking of an infant or young child that may result in
9	injuries such as subdural hemotoma, head injury, irreversible
10	brain damage, blindness, retinal hemorrhage, eye damage,
11	cerebral palsy, hearing loss, spinal cord injury, paralysis,
12	seizures, learning disability, central nervous system injury,
13	rib fracture, or death."
14	SECTION 3. The department of health shall submit a report
15	to the legislature no later than twenty days prior to the
16	convening of the regular session of 2009. The report shall
17	include:
18	(1) Statistics on the number of hospitals, since this Act
19	took effect, that have provided all parents of
20	newborns with written educational information about
21	the dangerous effects of shaken baby syndrome and the
22	different methods of preventing shaken baby syndrome;
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GOVERNOR OF THE STATE OF HAWAII Approved this day: <u>JUN 2 7 2007</u>

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