

STAND. COM. REP. NO. 1215

Honolulu, Hawaii

MAR 23 2007

RE: H.B. No. 367  
H.D. 1  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2007  
State of Hawaii

Madam:

Your Committees on Health and Education and Commerce,  
Consumer Protection, and Affordable Housing, to which was referred  
H.B. No. 367, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,"

beg leave to report as follows:

The purpose of this measure is to reduce the prevalence of  
alcohol and drug abuse.

Specifically, this measure requires physicians to offer  
patients whom they believe abuse drugs or alcohol, to alcohol and  
drug abuse screening and counseling. This measure also  
establishes a pilot program within the emergency department of a  
major medical facility in Honolulu for screening, brief  
intervention, and referral to substance abuse treatment.

Your Committees received testimony in support of this measure  
from Coalition for a Tobacco Free Hawaii, University of Hawaii  
John A. Burns School of Medicine, Mothers Against Drunk Driving-  
Hawaii, Kahi Mohala, and one individual. The Office of the  
Lieutenant Governor and the Department of Health submitted  
testimony in support of this measure with comments. Your  
Committees received testimony in opposition to this measure from  
the Hawaii Medical Association. The Board of Medical Examiners  
submitted comments.



Your Committees find that screening, briefing, intervention, referral, and treatment of individuals who come into an emergency medical facility as a result of an alcohol or drug related incident, has been shown to significantly reduce alcohol and drug abuse recidivism and the destructive results it may cause.

Your Committees further find that supporting a pilot program will facilitate the reduction of further costs to the community, criminal behavior, and health care costs.

Accordingly, your Committees amended this measure by:

- (1) Removing the requirement of physicians to refer patients to screening and counseling services;
- (2) Clarifying that the pilot program shall be for two years, and at any other facility deemed proper by the administering agency;
- (3) Requiring the University of Hawaii John A. Burns School of Medicine to submit a report to the Legislature with its findings, recommendations, and any proposed legislation regarding the success and continuation of the pilot program;
- (4) Changing the effective date from July 1, 2020, to July 1, 2007; and
- (5) Making technical, nonsubstantive changes for the purposes of clarity and style.

As affirmed by the records of votes of the members of your Committees on Health and Education and Commerce, Consumer Protection, and Affordable Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 367, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 367, H.D. 1, 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  
Education and Commerce,  
Consumer Protection, and  
Affordable Housing,

  
\_\_\_\_\_  
NORMAN SAKAMOTO, Chair


  
\_\_\_\_\_  
DAVID Y. IGE, Chair

  
\_\_\_\_\_  
BRIAN T. TANIGUCHI, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii


**Record of Votes**  
**Committee on Health**  
**HTH**

Bill / Resolution No.:* HB 367 HDL	Committee Referral: HTH/EDU/CPH, WAM	Date: 3/20/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <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	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
FUKUNAGA, Carol (VC)	✓			
BAKER, Rosalyn H.	✓			
MENOR, Ron				✓
WHALEN, Paul				✓
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution:            Original            Yellow            Pink File with Committee Report            Clerk's Office            Drafting Agency				

\*Only one measure per Record of Votes

The Senate  
Twenty-Fourth Legislature  
State of Hawaii


Record of Votes  
Committee on Education  
EDU

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 367 HD1	HTH/EDU/CPH, WAM	03/20/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<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	Aye	Aye (WR)	Nay	Excused
SAKAMOTO, Norman (C)	X			
TOKUDA, Jill N. (VC)	X			
CHUN OAKLAND, Suzanne	X			
HEE, Clayton				X
NISHIHARA, Clarence K.				X
TANIGUCHI, Brian T.	X			
GABBARD, Mike				X
<b>TOTAL</b>	4	0	0	3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink		
File with Committee Report	Clerk's Office	Drafting Agency		

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The Senate  
Twenty-Fourth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Commerce, Consumer Protection and Affordable Housing**  
**CPH**

Bill / Resolution No.:	Committee Referral:	Date:		
HB 367 HD1	HTH/EDU/CPH, WAM	3/20/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<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	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will				✓
IHARA, Jr., Les				✓
SAKAMOTO, Norman	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	4	0	0	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink		
File with Committee Report	Clerk's Office	Drafting Agency		

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