

STAND. COM. REP. NO. 355 -08

Honolulu, Hawaii

Feb 13, 2008

RE: H.B. No. 3242
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 3242
entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this bill is to help provide relief to pain
patients so they can lead normal lives to the greatest extent
possible, by providing them with access to the medication they
need. Specifically, this bill:

- (1) Clarifies the provisions for prescribing opiate
medication for pain treatment; and
- (2) Extends the time after a prescription has been issued
within which schedule II controlled substance
prescriptions must be filled.

These provisions will help pain patients access appropriate
medical care to help relieve the debilitating and intolerable
discomforts of pain, allowing them to lead normal lives to the
greatest extent possible.

HB3242 HD1 HSCR HLT HMS 2008-1797



The Hawaii Family Forum, Roman Catholic Church in the State of Hawaii, Kokua Mau, American Cancer Society, Kauai Hospice, Hospice of Hilo, and several concerned individuals testified in support of this bill. The Department of Public Safety supported this measure in part. The Hawaii Medical Association opposed this bill.

Your Committee notes that currently, individuals taking these drugs are allowed a 30-day supply, and suggests the supply be increased to a 45-day supply.

Your Committee has amended this bill by:

- (1) Providing that a patient who suffers severe acute pain or severe chronic pain secondary to a diagnosis in any form of disease and chronic condition may, rather than shall, be entitled to receive a prescription of opiate medication for pain treatment under certain conditions;
- (2) Changing its effective date to January 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3242, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 3242, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Health,



JOSHUA B. GREEN, M.D., Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCA 355-08

Record of Votes of the Committee on Health

Bill/Resolution No.: HB 3242	Committee Referral: HLT, JUD	Date: <i>2-4-08</i>
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. GREEN, Josh, M.D. (C)	/			
2. MIZUNO, John (VC)	/			
3. AWANA, Karen Leinani	/			
4. BELATTI, Della Au	/			
5. BERTRAM, Joe, III				✓
6. CABANILLA, Rida T.R.	/			
7. RHOADS, Karl	/			
8. SHIMABUKURO, Maile S. L.	/			
9. TOKIOKA, James Kunane	/			
10. WARD, Gene, Ph.D.	/			
TOTAL (10)	9			1

The recommendation is: Adopted Not Adopted
If joint referral, _____ did not support recommendation.
committee acronym(s)

Vice Chair's or designee's signature: *John M. ...*

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