

STAND. COM. REP. NO.

493

Honolulu, Hawaii

FEB 16 2007

RE: S.B. No. 1802

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

Madam:

Your Committee on Health, to which was referred S.B. No. 1802
entitled:

"A BILL FOR AN ACT RELATING TO MENTAL HEALTH,"

begs leave to report as follows:

The purpose of this measure is to provide an exception to the
confidentiality of mental health records and to allow disclosure
if it is made by the patient's healthcare provider to another
healthcare provider for the purpose of continued treatment or
care.

Testimony in support of this measure was submitted by Kaiser
Permanente Hawaii, the Health Information Management Association
of Hawaii, Hawaii Pacific Health, The Queen's Medical Center, the
Hawai'i Primary Care Association, and one individual. The Hawaii
Association of Health Plans submitted comments on this measure.

Your Committee finds that the existing law does not permit
the disclosure of information for the continued care of a patient
being treated for a mental illness unless the patient consents to
the disclosure. Often times, this can have negative consequences
for the patient because doctors do not have all the information
they need to continue the patient's treatment. This measure will
provide an exception to the consent requirements if the disclosure
is made from one healthcare provider to another for the continued
treatment or care of the patient.

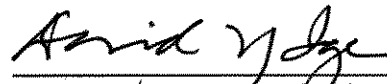
As affirmed by the record of votes of the members of your
Committee on Health that is attached to this report, your

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Committee is in accord with the intent and purpose of S.B. No. 1802 and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

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




DAVID V. IGE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 1802	Committee Referral: HTH, JDL	Date: <i>2/14/07</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: <input checked="" type="checkbox"/> Pass, unamended 2312 <input 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	✓			
TOTAL	5			
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