

STAND. COM. REP. NO.

Honolulu, Hawaii

293

FEB 20 2009

RE: S.B. No. 585
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 585
entitled:

"A BILL FOR AN ACT RELATING TO REMOTE DISPENSING,"

begs leave to report as follows:

The purpose of this measure is to expand the ability of
individuals in remote areas of the State to gain access to
prescription medications, including controlled substances and
individuals with health insurance, through the use of remote
dispensing pharmacies.

Your Committee received testimony in support of this measure
from the Department of Human Services and Hawaii Medical Service
Association. Kaiser Permanente submitted testimony in support of
the measure with amendments. Walgreens submitted testimony in
support of the intent of the measure. Comments on the measure
were received from the Department of Public Safety and the Board
of Pharmacy.

Copies of written testimony are available for review on the
Legislature's website.

Your Committee finds that certain areas of the State have
limited or no access to prescription medications. This measure
will improve patient compliance with drug therapies by authorizing
the use of remote dispensing pharmacies for individuals with
health insurance who prescriptions filled for controlled



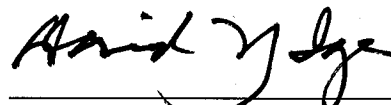
substances, and individuals living in remote areas and areas without a pharmacy.

Your Committee has amended this measure by adopting the recommendations of the Department of Public Safety and Kaiser Permanente by:

- (1) Clarifying that a remote dispensing pharmacy may provide medications to patients with health insurance coverage who reside on an island without a pharmacy or in remote areas where there are no pharmacies within a five mile radius of an existing pharmacy;
- (2) Clarifying that a remote dispensing pharmacy may continue to operate in the same location if a pharmacy is subsequently established on the same island as the remote dispensing pharmacy or in the remote area that is not within a five mile radius of an existing pharmacy; provided that the remote dispensing pharmacy shall no longer be authorized to dispense controlled substances;
- (3) Authorizing remote dispensing pharmacies located at facilities operated by a health maintenance organization regulated pursuant to chapter 432D, Hawaii Revised Statutes, to operate and provide medications to patients with health insurance coverage who are served; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity 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 S.B. No. 585, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 585, S.D. 1, and be referred to the Committee on Commerce and Consumer Protection.

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



DAVID Y. IGE, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 585	Committee Referral: HTH, CPN	Date: 2-11-9		
<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)	✓			
GREEN, M.D., Josh (VC)	✓			
BAKER, Rosalyn H.	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.				✓
HEMMINGS, Fred	✓			
TOTAL	5	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes