

STAND. COM. REP. NO.

3540

Honolulu, Hawaii

APR 01 2010

RE: H.B. No. 2086
H.D. 2
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred H.B. No. 2086, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH CARE DATA,"

begs leave to report as follows:

The purpose of this measure is to allow clinical laboratory test results to be provided to authorized persons or any covered entity, as defined under 45 Code of Federal Regulations Section 160.103, for any purpose permitted under the Health Insurance Portability and Accountability Act of 1996, P.L. 104-191.

Written comments in support of the measure were submitted by the Hawaii Medical Service Association (HMSA). Written comments regarding the measure were submitted by two private organizations. Written comments presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that the intent of this measure is to extend the types of persons with whom patient clinical laboratory test results may be shared. Currently, these types of test results may only be disclosed to "authorized persons" or their designees", under the governing Hawaii Administrative Rules. By passing this measure, patients utilizing medical programs such as HMSA's Online Care program will benefit, as these tests results may be made available to physicians assisting patients using this program to make appropriate diagnoses.



Your Committee has amended this measure by:

- (1) Deleting section 1 of the measure, which contained a description of the purpose of the measure; and
- (2) Making technical, nonsubstantive changes for purposes of style.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2086, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2086, H.D. 2, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Government Operations,



BRIAN T. TANIGUCHI, Chair



