

STAND. COM. REP. NO. 464

Honolulu, Hawaii

Feb 19, 2009

RE: H.B. No. 807

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 807
entitled:

"A BILL FOR AN ACT RELATING TO THE MEDICAL CLAIM CONCILIATION
PANEL,"

begs leave to report as follows:

The purpose of this bill is to improve the medical tort law
and help contain the spiraling costs of medical malpractice
insurance by, among other things:

- (1) Prohibiting the Medical Claim Conciliation Panel (Panel)
from filing claims brought after the expiration of the
statute of limitations;
- (2) Authorizing the Panel to dismiss frivolous or non-
meritorious claims; and
- (3) Requiring the Panel to provide a copy of the certificate
of consultation to the health care providers.

The Hawaii Medical Association and Hawaii Association of
Health Plans testified in support of this bill. The Hawaii
Association for Justice and a concerned individual offered
comments.

HB807 HD1 HSCR HLT HMS 2009-2028

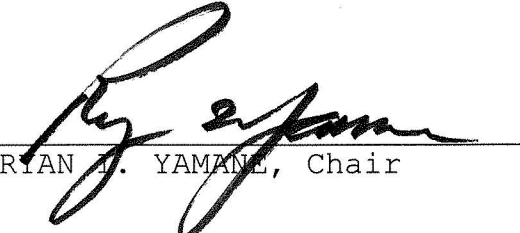


Your Committee has amended this bill by:

- (1) Changing its effective date to July 1, 2020, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment to correct drafting 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. 807, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 807, H.D. 1, and be referred to the Committee on Judiciary.

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



RYAN L. YAMANE, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 464

Record of Votes of the Committee on Health

Bill/Resolution No.: HB 807	Committee Referral: HLT, JUD	Date: 2-10-09		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. BELATTI, Della Au	/			
4. BERTRAM, Joe, III	/			
5. BROWER, Tom	/			
6. CARROLL, Mele				/
7. MIZUNO, John M.	/			
8. SHIMABUKURO, Maile S.L.	/			
9. FINNEGAN, Lynn	/			
TOTAL (9)	8			1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; margin-left: 100px;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				