

Honolulu, Hawaii

APR 22 2010 , 2010

RE: S.B. No. 2811
S.D. 2
H.D. 2
C.D. 1

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

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2811, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PHARMACIES,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to improve the regulation of prescription drugs by requiring all pharmacies and remote dispensing pharmacies to have the capacity to maintain prescription records electronically and to accept and transmit prescription information electronically or by facsimile. The bill also allows pharmacists to administer immunizations to children between the ages of nine and eighteen under certain circumstances.

Your Committee finds that increasing minor's access to vaccinations during health care crises, maintaining and transferring prescriptions and prescription records electronically, and including



pharmacies in the Hawaii Health Information Exchange will all improve patient safety.

However, your Committee is aware of concerns that electronic storage and transferring of prescriptions and prescription records may impose a significant burden on small pharmacies and physicians' practices. In addition, your Committee further finds that lowering the age of pharmacy-administered vaccinations bears further study because it is only one possible method of preparing the State to appropriately address a public health crisis. To address these concerns, your Committee believes that establishing a task force to examine the feasibility, costs, and benefits of both vaccinations for minors and electronic prescriptions is prudent.

Your Committee has amended this measure by:

- (1) Replacing its contents with language requiring the Chair of the Board of Pharmacy to establish a task force to:
 - (A) Determine the feasibility of lowering the age at which vaccinations may be administered by pharmacies;
 - (B) Determine the feasibility of requiring every pharmacy and remote dispensing pharmacy to have the capacity to transmit and maintain prescriptions and prescription information electronically; and
 - (C) Develop a plan to include pharmacies in the Hawaii Health Information Exchange;
- (2) Including in the task force representatives from the Board of Pharmacy, the Hawaii Pharmacists Association, chain store pharmacies, independent pharmacies, the American Academy of Pediatrics, and the Hawaii Health Information Exchange;
- (3) Changing its effective date to upon approval; and
- (4) Repealing the measure on July 1, 2011.

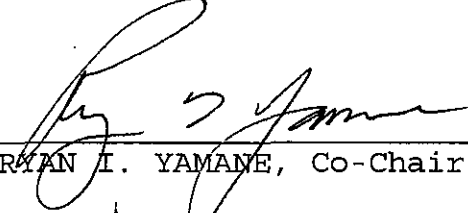
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2811, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2811, S.D. 2, H.D. 2, C.D. 1.




Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE


ON THE PART OF THE SENATE




RYAN I. YAMANE, Co-Chair



ROBERT N. HERKES, Co-Chair



DAVID Y. IGE, Chair




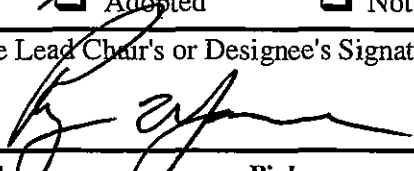
ROSALYN H. BAKER, Co-Chair



Hawaii State Legislature

Record of Votes of a
Conference Committee

94-10

Bill / Concurrent Resolution No.: SB 2811, SD 2, HD 2					Date/Time: 4/22/2010 3:45 pm				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
IGE, David Y., Chr.	✓				YAMANE, Ryan I., Co-Chr.	✓			
BAKER, Rosalyn H., Co-Chr.	✓				HERKES, Robert N., Co-Chr.	✓			
ESPERO, Will	✓				NISHIMOTO, Scott Y.	✓			
HEMMINGS, Fred				✓	WAKAI, Glenn	✓			
					MARUMOTO, Barbara C.				✓
TOTAL	3			1	TOTAL	4			1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
Distribution: Original					Yellow		Pink		Goldenrod
File with Conference Committee Report					House Clerk's Office		Senate Clerk's Office		Drafting Agency