

STAND. COM. REP. NO.

2519

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2844
S.D. 1

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

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 2844 entitled:

"A BILL FOR AN ACT RELATING TO ANATOMICAL TRANSPLANTS,"

begs leave to report as follows:

The purpose of this measure is to prevent insurers, mutual benefit societies, fraternal benefit societies, and health maintenance organizations that provide coverage for organ or tissue transplantation services from denying or limiting that coverage on the basis that the covered person is infected with the human immunodeficiency virus (HIV).

Your Committee received testimony in support of this measure from two individuals. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee recognizes that receiving an organ or tissue transplant is a multi-step process of which insurers comprise only one part. Doctors who evaluate patients, hospital organ transplant guidelines, federal guidelines, and organ procurement organizations all effect the decision of whether or not a patient will be approved for an organ or tissue transplant.

Your Committee further finds that this measure is one step toward protecting patients with HIV from organ transplant discrimination. HIV status alone should not be the basis for denial of an organ or tissue transplant.

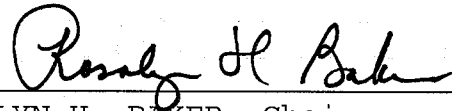
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Your Committee has amended this measure by inserting an effective date of July 1, 2050 to encourage further discussion of the problem and possible solutions.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2844, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2844, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* SB 2844	Committee Referral: HTH, CPN	Date: 2/25/2010		
<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
BAKER, Rosalyn H. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will	✓			
GREEN, M.D., Josh				✓
IHARA, Jr., Les				✓
SAKAMOTO, Norman	✓			
HEMMINGS, Fred				✓
TOTAL	4			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align: center; font-family: cursive; font-size: 1.2em;">David Y. Ige</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes