

STAND. COM. REP. NO.

585

Honolulu, Hawaii

MAR 06 2009

RE: S.B. No. 794

S.D. 1

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

Madam:

Your Committees on Health and Commerce and Consumer Protection, to which was referred S.B. No. 794 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

beg leave to report as follows:

The purpose of this measure is to require health insurance providers to include in their policies coverage for weight management and obesity prevention, evaluation, and guidance services for children covered under the policy.

Your Committees received testimony in support of this measure from Kapi'olani Medical Center, Hawaii Primary Care Association, Waikiki Health Center, the Hawaii Association for Health, the American Academy of Pediatrics, the American Cancer Society, and the Hawaii Dietetic Association. Testimony was received by the American Heart Association and the American Family Life Assurance Company of Columbus in support this measure with amendments. Kaiser Permanente and Hilopa'a submitted testimony in support of the intent of this measure.

Your Committees received testimony in opposition to this measure from the Department of Human Services, Hawaii Medical Service Association, and the Healthcare Association of Hawaii. Comments on this measure were submitted by the Department of Commerce and Consumer Affairs.

Written testimony presented to the Committees may be reviewed on the Legislature's website.

2009-1429 SSCR SMA.doc



Your Committees find that childhood obesity is a chronic disease which has been associated with the increasing incidence of type II diabetes, metabolic diseases, and poor self-esteem. This measure is intended to enhance the pediatric health care providers' ability to intervene in this chronic disease and begin the process of avoiding greater medical consequences as adults.

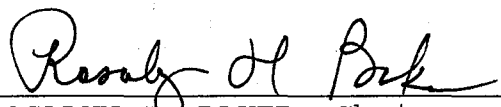
Your Committees further find that this measure mandates health insurance coverage which requires an Auditor's impact assessment report pursuant to section 23-51, Hawaii Revised Statutes. Your Committees find that further study would be constructive to ensure the success of the mandate.

Your Committees have amended this measure by:

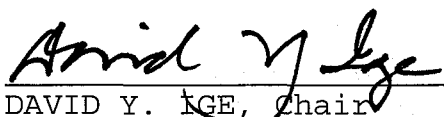
- (1) Excluding accident-only, specified disease, hospital indemnity, medicare supplement, long-term care, or other limited benefit health insurance policies from the mandate; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and style.

As affirmed by the records of votes of the members of your Committees on Health and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 794, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 794, S.D. 1, and be placed on the calendar for Third Reading.

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



ROSALYN H. BAKER, Chair



DAVID Y. IGE, Chair

The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 794	Committee Referral: HTH / CPN	Date: 2-25-9		
<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	4	0	1	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

The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* SB 794	Committee Referral: HTH/CPN	Date: 2-25-2009
--	---------------------------------------	---------------------------

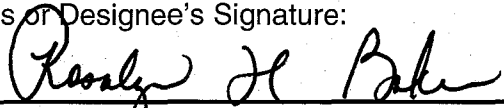
The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 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	5	-	1	1

Recommendation: Adopted 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