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# A BILL FOR AN ACT

RELATING TO HEALTH.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. The purpose of this Act is to ensure that  
2 Hawaii is consistent with the efforts of federal agencies to  
3 control health care-associated infections. This Act also  
4 ensures that the department of health has access to health care-  
5 associated infection data reported by Hawaii's health care  
6 providers to the federal government. In addition, this Act  
7 requires the Hawaii legislature to be updated on federal and  
8 state efforts to report health care-associated infections.

9 SECTION 2. Chapter 321, Hawaii Revised Statutes, is  
10 amended by adding a new section to be appropriately designated  
11 and to read as follows:

12 "§321- Health care-associated infection reporting. (a)  
13 Each health care facility in Hawaii that is certified by the  
14 Centers for Medicare and Medicaid Services shall report  
15 information about health care-associated infections to the  
16 Centers for Disease Control and Prevention's national healthcare  
17 safety network, as specified in the rules of the Centers for  
18 Medicare and Medicaid Services.



1        (b) Health care facilities shall authorize the Centers for  
2 Disease Control and Prevention to allow the department to access  
3 health care-associated infection data reported by Hawaii's  
4 health care providers to the national healthcare safety network.

5        (c) The department may adopt rules pursuant to chapter 91  
6 to require that health care-associated infections that are  
7 multidrug-resistant be reported to the department through the  
8 national healthcare safety network. The rules shall specify  
9 which health care facilities are required to report those health  
10 care-associated infections that are multidrug-resistant through  
11 the national healthcare safety network, as well as the patient  
12 populations that are to be targeted in the reports. The first  
13 year of reporting required under this subsection shall be a  
14 pilot test of the reporting system and shall not be reported or  
15 disclosed to the public.

16        (d) The department shall preserve patient  
17 confidentiality. The department shall not disclose to the  
18 public any patient level data obtained from any health care  
19 provider.

20        (e) The department may issue reports to the public about  
21 health care-associated infections that aggregate data so that no  
22 individual patient can be identified. The reports may identify



1 individual health care facilities. The reports shall use the  
2 methodology or any part of the methodology developed by the  
3 Centers for Disease Control and Prevention and the Centers for  
4 Medicare and Medicaid Services for national reporting of health  
5 care-associated infections.

6 (f) Health care-associated infection information held by  
7 the department as a result of reporting under this section is  
8 not subject to subpoena, discovery, or introduction into  
9 evidence in any civil or criminal proceeding; provided that  
10 health care-associated infection information otherwise available  
11 from other sources is not immune from subpoena, discovery, or  
12 introduction into evidence through those sources solely because  
13 they were provided as required by this section.

14 (g) Beginning in 2013, no later than June 30 of each year,  
15 the department shall prepare a public report, in accordance with  
16 this section, containing information pertaining to health care-  
17 associated infections for the previous calendar year.

18 (h) For the purposes of this section:

19 "Department" means the department of health.

20 "Health care facility" means the same as in section 323D-  
21 2."



1           SECTION 3. The department of health shall submit a report  
2 to the legislature providing an update on health care-associated  
3 infection reporting required under section 2 of this Act no  
4 later than twenty days prior to the convening of the regular  
5 session of 2012.

6           SECTION 4. New statutory material is underscored.

7           SECTION 5. This Act shall take effect upon its approval.



**Report Title:**

Health care-Associated Infection Reporting; Department of Health

**Description:**

Establishes health care-associated infection reporting requirements. (HB889 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

