

JAN 26 2011

A BILL FOR AN ACT

RELATING TO HEALTH CARE.

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

1 SECTION 1. The legislature finds that the collaborative
2 development of uniform administrative standards for quality
3 health care measures could help produce better quality health
4 care that is more cost-effective, while allowing providers to
5 spend more time in quality patient care and less time with
6 administrative claims procedures.

7 The purpose of this Act is to encourage open and robust
8 collaborative discussions and potential agreements between
9 health care providers, insurers, or other interested entities on
10 uniform administrative standards regarding evidence-based
11 medicine, clinical efficacy, and better quality procedures for
12 health claims processing by protecting these discussions from
13 unfair competition and anti-trust laws that may otherwise deter
14 or prevent such discussions and agreements.

15 SECTION 2. Section 480-11, Hawaii Revised Statutes, is
16 amended by amending subsection (d) to read as follows:

17 "(d) This chapter shall not apply to:



- 1 (1) Any provider agencies or donors under part XVII of
- 2 chapter 346;
- 3 (2) Any provider agency or donor method or act that
- 4 complies with part XVII of chapter 346; [~~or~~]
- 5 (3) Any cooperation or agreement authorized pursuant to
- 6 rule under part XVII of chapter 346[-]; or
- 7 (4) Any cooperation, collaboration, or agreement between
- 8 any health care providers or facilities, managed care
- 9 plans, government agencies, or health care related
- 10 organizations to improve quality of care or health
- 11 care outcomes by developing and adopting uniform
- 12 administrative procedures to improve:
- 13 (A) Methods for measuring health care quality;
- 14 (B) Prior authorization procedures for health care;
- 15 (C) Methodology for preferred drug lists based on
- 16 clinical efficacy; and
- 17 (D) Similar health care-oriented measures."

18 SECTION 3. Statutory material to be repealed is bracketed
19 and stricken. New statutory material is underscored.

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Report Title:

Health Care Administrative Uniformity; Anti-Trust Exemption

Description:

Protects collaborative discussions and potential agreements between health care providers, insurers, or other interested entities on uniform administrative standards regarding evidence-based medicine, clinical efficacy, and better quality procedures for health claims processing from unfair competition and anti-trust laws.

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

