

TESTIMONY

SCR 58

SR 22

**HTH
Committee Hearing
03-19-2012**



STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. Box 3378
HONOLULU, HAWAII 96801-3378

In reply, please refer to:
File:

SENATE COMMITTEE ON HEALTH

SCR 58/SR 22, REQUESTING HEALTH CARE FACILITIES AND HEALTH
CARE PROVIDERS IN HAWAII TO PERFORM ORGAN TRANSPLANTATION
ON PATIENTS WITH HIV, ARC, AND AIDS

Testimony of Loretta J. Fuddy, A.C.S.W., M.P.H.
Director of Health

March 19, 2012
3:00 PM, ROOM 229

1 **Department's Position:** The Department of Health does not support this. The Department believes that
2 this resolution is unnecessary.

3 **Fiscal Implications:** There would be no fiscal impacts to the general fund.

4 **Purpose and Justification:** This resolution would encourage health care facilities and health care
5 providers in Hawaii to perform organ transplantation on patients with HIV, ARC, and AIDS.

6 The Department of Health believes that this resolution is unnecessary as HIV infected patients
7 are already able to obtain organ transplants. The decision regarding any transplant needs to be made by
8 health care providers in close consultation with their patients. People are now living longer and
9 relatively healthy lives with HIV/AIDS when viral replication is successfully suppressed with HIV
10 treatment regimes.

11 The Department respectfully requests that this concurrent resolution be held.

12 Thank you for the opportunity to testify.



Committee: Committee on Health
Hearing Date/Time: Monday, March 19, 2012, 3:00 p.m.
Place: Room 229
Re: Testimony of the ACLU of Hawaii in Support of S.C.R. 58 / S.R. 22

Dear Chair Green and Members of the Committee on Health:

The American Civil Liberties Union of Hawaii ("ACLU of Hawaii") writes in support of S.C.R. 58 / S.R. 22, which requests health care facilities and health care providers in Hawaii to perform organ transplantation on patients with HIV, ARC and AIDS.

Although HIV may no longer be a death sentence, a health care provider's refusal to provide an organ transplant might be. This just and compassionate resolution will save lives and end what may be the most egregious example of discrimination against those living with HIV.

The mission of the ACLU of Hawaii is to protect the fundamental freedoms enshrined in the U.S. and State Constitutions. The ACLU of Hawaii fulfills this through legislative, litigation, and public education programs statewide. The ACLU of Hawaii is a non-partisan and private non-profit organization that provides its services at no cost to the public and does not accept government funds. The ACLU of Hawaii has been serving Hawaii for over 40 years.

Thank you for this opportunity to testify.

Sincerely,

Laurie A. Temple
Staff Attorney
ACLU of Hawaii

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