

STAND. COM. REP. NO.

1440

Honolulu, Hawaii

APR 12 2013

RE: S.R. No. 52

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred S.R. No.52 entitled:

"SENATE RESOLUTION URGING ALL HEALTH CARE PROVIDERS IN HAWAII THAT PERFORM ORGAN TRANSPLANTATION TO CONSIDER PLACING HIV-POSITIVE PATIENTS WHO NEED AN ORGAN TRANSPLANT ON AN ORGAN TRANSPLANT WAITLIST,"

begs leave to report as follows:

The purpose and intent of this measure is to urge all health care providers in Hawaii that perform organ transplantation to consider placing HIV-positive patients who need an organ transplant on an organ transplant waitlist.

Your Committee received testimony in support of this measure from three individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that in 2011 there were at least 2,425 people in Hawaii living with HIV or AIDS. Your Committee further finds that most people infected with HIV who use highly active antiretroviral therapy tend to die from end-stage organ disease and organ failure that result from chronic conditions rather than AIDS-associated opportunistic infections. In the event of organ failure, an organ transplant is often an HIV-positive person's only chance of survival.

Your Committee additionally finds that under certain circumstances, HIV-positive patients are good candidates for organ transplantation and have positive post-transplant outcomes, and

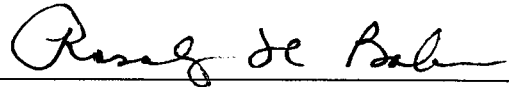
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there is no legitimate reason to deny HIV-positive patients an organ transplant solely due to their HIV status. Accordingly, this measure urges health care providers in Hawaii that perform organ transplantation to consider placing HIV-positive patients who need an organ transplant on an organ transplant waiting list.

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 concurs with the intent and purpose of S.R. No. 52 and recommends its adoption.

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



ROSALYN H. BAKER, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
SR 52	HTH, CPN	4-10-13		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input 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)	✓			
GALUTERIA, Brickwood (VC)				✓
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama	✓			
TANIGUCHI, Brian T.	✓			
WAKAI, Glenn				✓
SLOM, Sam				✓
TOTAL	4	0	0	3
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