



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

In reply, please refer to:
File:

House Committee on Judiciary

H.B. 907, Relating to Vaccination Guidelines

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

February 28, 2013, 2:00 p.m.

1 **Department's Position:** Strongly Support.

2 **Fiscal Implications:** Parents and guardians as well as immunization providers must bear the cost of
3 vaccinations provided at intervals no longer recommended according to standard medical practices yet
4 remain requirements for school attendance according to the Hawaii Administrative Rules, Title 11,
5 Chapter 157 (chapter 11-157), "Examination and Immunization."

6 **Purpose and Justification:** The purpose of this legislative proposal is to authorize the Director of
7 Health to adopt the immunization recommendations of the United States Department of Health and
8 Human Services, Advisory Committee on Immunization Practices (ACIP), including interim
9 recommendations, as they apply to a list of vaccines specified in chapter 11-157, as rules. The ACIP is a
10 national group of 15 medical and public health experts that develop recommendations on how to use
11 vaccines to control diseases in the United States. Fourteen of the members have expertise in
12 vaccinology, immunology, pediatrics, internal medicine, nursing, family medicine, virology, public
13 health, infectious diseases, and/or preventive medicine; one member is a consumer representative who
14 provides perspectives on the social and community aspects of vaccination. The ACIP holds three
15 meetings each year at the Centers for Disease Control and Prevention in Atlanta, Georgia. All meetings

1 are open to the public, are available online via webcast, and have scheduled public comment periods.
2 During the meetings, members present findings and discuss vaccine research and scientific data related
3 to vaccine effectiveness and safety, clinical trial results, and manufacturer's labeling or package insert
4 information. The ACIP recommendations stand as public health advice that will lead to a reduction in
5 the incidence of vaccine preventable diseases and an increase in the safe use of vaccines and related
6 biological products.

7 Since chapter 11-157 was last updated in 2001, many vaccines have been added to the national
8 recommended immunization schedules for children and adolescents and numerous updates to the
9 recommended timing and spacing of vaccinations were advised by the ACIP. These changes are not
10 reflected in the current State pediatric immunization requirements and preschool, compulsory school,
11 and post-secondary school entry and attendance requirements. This may result in children who received
12 vaccinations according to current ACIP recommended immunization schedules but are non-compliant
13 with chapter 11-157 because of updates to recommended immunization timing or intervals that have not
14 yet been incorporated into the rules. Currently, these students are placed on preschool, compulsory
15 school, or post-secondary school provisional entrance status until the additional dose is administered and
16 the outdated chapter 11-157 immunization requirement is met. Parents or guardians, as well as
17 immunization providers, must pay for these additional vaccines, vaccine administration fees, and office
18 visits in order for children affected by these discrepancies to attend school in Hawaii.

19 The inconsistency between current national vaccination standards and chapter 11-157
20 immunization requirements can create unnecessary and potentially costly barriers to school attendance
21 in Hawaii. The proposed legislative solution seeks to streamline the school immunization requirements
22 approval and adoption process to ensure the timely harmonization of Hawaii's immunization
23 requirements with current ACIP recommendations.

24 Thank you for the opportunity to testify on this measure.

Testimony of Phyllis Dendle

Before:
House Committee on Judiciary
The Honorable Karl Rhoads, Chair
The Honorable Sharon E. Har, Vice Chair

February 28, 2013
2:00 pm
Conference Room 325

HB 907 RELATING TO VACCINATION GUIDELINES

Chair Rhoads and committee members, thank you for this opportunity to provide testimony on HB 907 regarding providing DOH the authority to adopt vaccination guidelines without using the Chapter 91 HRS rules process.

Kaiser Permanente Hawaii supports this bill.

This bill, put forward by the department of health, will allow more rapid compliance with federal recommendations for vaccination. The current state rules process for updating the immunization school entry requirements is very lengthy and can take years. The Centers for Disease Control (CDC) Advisory Committee on Immunization Practices meets three times a year to ensure immunization schedules and vaccine administration guidelines, are providing the best protection against infectious diseases in the population. This bill will provide a more timely process for updating the immunization schedule for school entry requirement and align with the most current CDC immunization schedule which is used in the community.

Thank you for your consideration.

**Testimony of
Gary M. Slovin / Mihoko E. Ito
on behalf of
Walgreens**

DATE: February 27, 2013

TO: Representative Karl Rhoads
Chair, Committee on Judiciary
Submitted Via E-mail JUDtestimony@capitol.hawaii.gov

RE: **H.B. 907 – Relating to Vaccination Guidelines**
Hearing Date: Thursday, February 28, 2013 at 2:00 pm
Conference Room 325

Dear Chair Rhoads and Members of the Committee:

We submit this testimony on behalf of Walgreen Co. (“Walgreens”).

Walgreens operates more than 8,200 locations in all 50 states, the District of Columbia and Puerto Rico. In Hawai`i, Walgreens now has 11 stores on the islands of Oahu, Maui and Hawai`i.

Walgreens **supports** H.B. 907, which allows the Department of Health to adopt, amend, or repeal a list of specific vaccines and implement rules regarding the immunization recommendations of the United States Department of Health and Human Services, Advisory Committee on Immunization Practices (ACIP) on these vaccines.

As noted in its description, the purpose of this bill is to ensure that immunizations required, and the manner and frequency of their administration, conform with currently recognized standard medical practices.

According to the Centers for Disease Control and Prevention (CDC), vaccines are a safe, efficient and cost-effective way to protect against vaccine-preventable diseases. Vaccinating a population saves healthcare dollars (every \$1 spent on immunizations

Gary M. Slovin
Mihoko E. Ito
Tiffany N. Yajima
Nicole A. Velasco

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Honolulu, HI 96813
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saves \$6.30 in direct costs, i.e. hospitalizations), and assists each year in preventing millions of cases of vaccine-preventable diseases nationwide. Moreover, providing vaccines in a pharmacy setting saves the patient and the healthcare system even more.

Walgreens pharmacies increase the public's access to vaccines by making convenience of providing vaccines in a retail setting. Walgreens pharmacists go through a "Pharmacy-Based Immunization Delivery" certificate training program offered by the American Pharmacists Association and recognized by the CDC.

Walgreens supports this measure as a first step to expanding access to vaccines by allowing the Department to adopt a list of specific vaccines and establish the appropriate rules for the same, pursuant to CDC and ACIP guidelines. This measure will allow the Department flexibility to adopt nationally accepted standards of practice with regard to vaccines, and ultimately will help accomplish the adequate administration of vaccines to meet an important public health need.

Thank you very much for the opportunity to submit testimony regarding this measure.



HAWAII MEDICAL ASSOCIATION

1360 S. Beretania Street, Suite 200, Honolulu, Hawaii 96814
Phone (808) 536-7702 Fax (808) 528-2376 www.hmaonline.net

Thursday, February 28, 2013

2:00 p.m.

Room 325

To: COMMITTEE ON JUDICIARY
Rep. Carl Rhoads, Chair
Rep. Sharon E. Har, Vice Chair

From: Hawaii Medical Association
Dr. Steven Kemble, MD, President
Dr. Linda Rasmussen, MD, Legislative Co-Chair
Dr. Joseph Zobian, MD, Legislative Co-Chair
Dr. Christopher Flanders, DO, Executive Director
Lauren Zirbel, Community and Government Relations

Re: HB 907 RELATING TO VACCINATION GUIDELINES

In Support.

The Hawaii Medical Association agrees with the legislature that this bill authorizing the Department of Health to adopt, amend, or repeal a list of specific vaccines and adopt immunization recommendations of the United States Department of Health and Human Services, Advisory Committee on Immunization Practices will ensure that immunizations required will conform with currently recognized standard medical practices.

Thank you for introducing this bill and for the opportunity to provide testimony.

OFFICERS

PRESIDENT - STEPHEN KEMBLE, MD PRESIDENT-ELECT –WALTON SHIM, MD
SECRETARY - THOMAS KOSASA, MD IMMEDIATE PAST PRESIDENT – ROGER KIMURA, MD
TREASURER – BRANDON LEE, MD EXECUTIVE DIRECTOR – CHRISTOPHER FLANDERS, DO

HB907

Submitted on: 2/27/2013

Testimony for JUD on Feb 28, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ho Luong Tran, M.D.	Ntl Council of Asian Pacific Islander Physicians	Support	No

Comments: Comments: Dear Representatives, The National Council of Asian Pacific Islanders (NCAPIP) supports HB 907 which would authorize the Hawaii Department of Health to update required vaccines in accordance with Advisory Committee on Immunization Practices (ACIP) recommendations. In other words, when national vaccine recommendations change the HI updated vaccines will automatically change, too. HB 907 will ensure that immunizations required, and the manner and frequency of their administration, conform with currently recognized standard medical practices. National recommendations for vaccine administration are updated yearly, at minimum, by the ACIP and have resulted in discrepancies between current national vaccination standards and Hawaii's pediatric and school entry and attendance requirements. Since Hawaii Rules was last updated in 2001, numerous changes to the timing and spacing of vaccinations have been recommended by the ACIP. These changes are not reflected in the current state pediatric immunization requirements and preschool, and post-secondary school entry and attendance requirements. Although it ranked 5th for overall health in a 2010 United Health Foundation report, Hawaii ranks 44th for immunization coverage (children ages 9-35 months) according to America's Health Rankings (<http://statehealthstats.americashealthrankings.org/#/state/US/AR/2010>). Please help increase immunization rates in Hawaii by supporting HB 907. Should you have any questions please contact me at 773-537-8613 or email: htran@ncapip.org. Regards, Ho Luong Tran, M.D., M.P.H President and CEO National Council of Asian Pacific Islander Physicians 445 Grant Avenue, Suite 202 San Francisco, CA 94108 www.ncapip.org htran@ncapip.org 773-537-8613

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As a representative of the Hawaii Immunization Coalition (HIC), a non-profit 501(C)3 agency in Hawaii active in immunization education and partnering in support of immunization strategies, we are **strongly** in support of Senate Bill 1138 and its companion measure, House Bill 907, "Relating to Vaccination Guidelines".

Vaccination guidelines and administrative rules relating to vaccination are important tools for assuring children receive the required immunizations and that parents are supported in their role to ensure that their children are fully vaccinated and ready to attend school. The proposed legislative approach focuses on streamlining the school immunization requirements approval process and adopting immunization requirements so that they remain current with the Advisory Committee on Immunization Practices (ACIP).

Amending Administrative Rules Chapter 11-157 is currently a lengthy and complicated process sometimes taking several years to finalize. Having legislation that always follows the most up-to-date ACIP guidelines will make certain that schools adhere to the most recent policies so that no student is either denied school entry because of missing vaccinations or that parents have to seek vaccinations in order to comply with regulations so that their child/children may attend school. There is nothing in these bills that disallows Hawaii's state-specific religious and medical exemptions from vaccination.

Vaccines are simple and effective, protecting children from debilitating and deadly diseases. These bills will strengthen the immunization process so that all students attending school will be protected. The Hawaii Immunization Coalition joins with the Hawaii State Department of Health to **strongly support** these measures.

Should there be any questions, please contact me by email or phone.

Judy Strait-Jones, President
Hawaii Immunization Coalition
808/258-0078

Hawaii Association of Osteopathic Physicians and Surgeons

Les Barrickman, DO – President ▪ Phone 808/373-3756 ▪ Fax 808/373-3757 ▪ E-mail barrickml001@hawaii.rr.com
Marcia Batchelder – Affiliate Director ▪ Phone 800/ 617-5310 ▪ Fax 312/202-8208 ▪ E-mail haops@osteopathic.org

Thursday February 28, 2013
2:00 p.m., Room 325

To: House Judiciary Committee
Rep. Karl Rhodes, Chair
Rep. Sharon E. Har, Vice Chair

From: Les Barrickman, DO, President
Spencer Lau, DO, Vice President
Terri Kakagawa, DO, Secretary/Treasurer
Marcia Batchelder, Affiliate Director

Re: HB 907 RELATING TO VACCINATION GUIDELINES

In Support.

The Hawaii Association of Osteopathic Physicians and Surgeons agrees with the legislature that this bill authorizing the Department of Health to adopt, amend, or repeal a list of specific vaccines and adopt immunization recommendations of the United States Department of Health and Human Services, Advisory Committee on Immunization Practices will ensure that immunizations required will conform with currently recognized standard medical practices.

Thank you for introducing this bill and for the opportunity to provide testimony.

Les Barrickman, DO
Honolulu, HI
President

Spencer Lau, DO
Honolulu, HI
Vice President

Terri Kakagawa, DO
Waianae, HI
Secretary/Treasurer

February 26, 2013

RE: Opposition to H.B. 907 Relating to Vaccination Guidelines

Testimony from: Cheryl Toyofuku
House Bill 907 Relating to Vaccination Guidelines
Committee: House Judiciary Committee
Hearing Date: Thursday, February 28, 2013
Hearing Time: 2:00 p.m.
Hearing Location: Conference Room 325

Dear Members of the House Judiciary Committee,

Thank you for your service to Hawaii as legislators. I am in opposition to HB 907 Relating to Vaccination Guidelines that is being introduced and I am requesting that you not pass this resolution out of the Judiciary Committee. H.B. 907 is requesting that the Department of Health be able to adopt, amend, or repeal rules of the immunization recommendations and have the authority to ensure that vaccinations required conform with current recognized standard medical practices. There is concern among many parents, health advocates and citizens in the State of Hawaii with the definition of "recognized standard medical practices".

It has been over 10 years since my introduction to a different perspective on vaccines. As a parent, grandparent and R.N. health advocate, I have been shocked, saddened and outraged to research what vaccines are doing in the bloodstream's and in the bodies of our children and ohana. In addition to vaccines causing death, brain damage, crippling diseases, neurological disorders and other physical problems, medical research cited in numerous journals and articles confirm that foreign genetic material from vaccines can actually cause mutations in human cells. These cellular mutations can lead to cancer and other auto-immune diseases in which the body loses the ability to distinguish between its own cells and material foreign to the body.

Since my introduction to the vaccine controversy, countless hours have been invested and my library is bulging with folders of research papers, DVDs, videos and testimonies regarding the vaccine issue. In the midst of all the conflicting information on the internet and other media, I passionately encourage parents to diligently research about the implications of vaccinations. It is very apparent that many parents and others remain ignorant and uneducated about what is going into the bodies of their precious children.

More vaccines have been added to the childhood immunization schedule and the body burden of some of the vaccine toxins are just too much. According to the literature from the health department and other organizations, 48 doses of 14 vaccines are given before age 6! The list of vaccine ingredients from many of these vaccines read like a toxic brew: from mercury, aluminum, phenol to formaldehyde, to animal viruses, to aborted fetal tissue. These toxic substances are given to our young ones allegedly to protect them from various diseases. Our children are the most highly vaccinated children in the world and they are among the most chronically ill and disabled. Today, the Centers for Disease Control admits that 1 child in 6 in America is developmentally delayed. The number of children with learning disabilities, ADHD, autism, asthma and diabetes has more than tripled.

A different perspective of health care is required to reform and transform our state's and country's medical system. Perhaps avoiding known toxins into our bodies, promoting a proper diet and lifestyle will nourish and strengthen our immune systems and enhance our natural immunity against disease. Many parents are becoming proactive and relentless in seeking independent research and opinions on their own. Now, with the help of internet and other resources, parents are now able to find research on vaccines and read it for themselves. Various parent groups and numerous organizations are providing education and resources to assist parents in their search for answers.

Today, we have a legislative resolution H.B. 907e that is still giving a state department the authority "*to ensure that vaccinations required, and the manner and frequency of their administration, conform with current recognized standard medical practices*". Many parents, grandparents, health advocates and

community citizens are becoming aware of the ill effects of vaccines and do not agree with the “standard medical practices”. Please ensure that vaccines will remain optional, as it should never be mandated. All parents should continue to be able to get a vaccination exemption on the Flu shot, the TB test and all vaccinations. This amendment should be stated in any legislative bill that is promoting vaccinations. As our state lawmakers, you are encouraged to diligently research the scientifically documented literature and testimonies before making informed decisions. Significant research linking vaccines to health disorders are numerous.

Please see attached:

[Vaccine Confusion Brochure](#) (from Vaccine Information Service)

[NVIC Vaccine Brochure](#) (from National Vaccine Information Center)

Here are some websites (among many) that will explain about the dangers and controversy on vaccines:

National Vaccine Information Center: www.nvic.org

Dr. Sherri Tenpenny: www.drtenpenny.com

Dr. Rebecca Carley: www.drcarley.com

Dr. Joseph Mercola: www.mercola.com

Vaccination Information Service: www.vaccination.inoz.com

Moms Against Mercury: www.momsagainstm Mercury.org

Ian's Voice: www.iansvoice.org

Generation Rescue: www.generationsrescue.org

Hallelujah Acres: www.hacres.com

List of ingredients for specific vaccinations: www.knowvaccines.com/vaccineingredients.htm

Thank you for your time and consideration on this critical issue.

Sincerely,

Cheryl Toyofuku

Ph: (808) 561-0369

healthjourney@hawaii.rr.com

HB907

Submitted on: 2/25/2013

Testimony for JUD on Feb 28, 2013 14:00PM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
COREEN WILLIAMS	Individual	Oppose	No

Comments: I do not support this bill. It is not the duty of the government to regulate my health. This is invasive!

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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February 27, 2013

LATE

The Honorable Senator Karl Rhoads, Chair of Committee on Judiciary
The Honorable Senator Sharon E. Har, Vice Chair of Committee on Judiciary
The Honorable Senator Della Au Belatii, Chair of Committee on Health
The Honorable Senator Dee Morikawa, Vice Chair of Committee on Health
& Members of the Senate Committees on Judiciary and Health
State Capitol
Honolulu, Hawaii 96813

Dear Chairs Rhoads and Belatti, Vice Chairs Har and Morikawa and Members of the Committees:

IN SUPPORT OF HB 907– RELATING TO VACCINE GUIDELINES
Joint Hearing: Thursday, February 28, 2013, 2:00 pm in Room 325

As Private Citizens who work as Public Health Nurses (PHN) in the community and the public schools we are strongly in support of the House Bill 907 and its companion measure, Senate Bill 1138, “Relating to Vaccination Guidelines”. The bill will assure that children attending school in Hawaii will receive the recommended immunizations according to the current recognized standard medical practice established by the United States Department of Health and Human Services, Advisory Committee on Immunization Practices (ACIP).

Through our experiences as PHNs working with public schools in assuring their students meet requirements for school entry we found that several of the requirements specified in Hawaii Administrative Rules (HAR), “Examination and Immunization” (chapter 11-157) no longer follow the recommendations set by ACIP. Since the last update of the HAR for school entry in 2001, many vaccines have been included into the national recommend immunization schedules as well as numerous updates to the timing and spacing of vaccines by the ACIP. As a result children who received vaccinations according to the ACIP recommendations may not meet the current school entry requirements because the HAR does not reflect the updated changes. Families must seek out and pay for unnecessary vaccinations to meet school entry requirement.

Vaccines are safe and one of the most effective way of protecting our children, families, and community from certain infectious diseases that can lead to serious illness. We strongly feel that HB 907 will help support families and health care providers together to ensure that Hawaii’s children are properly and fully vaccinated so that they are protected from vaccine preventable disease. Therefore, we are appealing for your support of this bill.

Thank you for the opportunity to testify on this important measure. .

Sincerely,
Jan Nishihira, RN
Maricel Abad, RN