

---

---

# A BILL FOR AN ACT

RELATING TO COMPLIANCE WITH THE HEALTH INSURANCE PORTABILITY AND  
ACCOUNTABILITY ACT.

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

1           SECTION 1. The legislature finds that the department of  
2 health is considered a covered entity for purposes of compliance  
3 with the Health Insurance Portability and Accountability Act of  
4 1996 (HIPAA), and as such is required to designate: (1) a  
5 privacy official responsible for the development and  
6 implementation of privacy-related policies and procedures as  
7 provided in title 45 Code of Federal Regulations section  
8 164.530(a)(1); and (2) a security official responsible for  
9 coordinating information security compliance as provided in  
10 title 45 Code of Federal Regulations section 164.308(a)(2).

11           The purpose of this Act is to promote compliance with  
12 information privacy and security provisions of HIPAA and the  
13 related HIPAA privacy rule and HIPAA security rule.

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



1           "§321- Information privacy and security; federal  
2 compliance. The department of health shall establish the  
3 following permanent or temporary positions for the purpose of  
4 department compliance with federal information privacy and  
5 security rules:

6           (1) Privacy officer; and

7           (2) Security officer.

8 The positions shall be appointed by the director without regard  
9 to chapter 76."

10           SECTION 3. New statutory material is underscored.

11           SECTION 4. This Act shall take effect upon its approval.

12



**Report Title:**

Department of Health; Information Privacy and Security; Health Insurance Portability and Accountability Act

**Description:**

Authorizes the Department of Health to create permanent or temporary Privacy Officer and Security Officer positions, exempt from civil service requirements. (SD1)

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

