



GOV. MSG. NO. 1174

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 20, 2016

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Eighth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 20, 2016, the following bill was signed into law:

HB1111 HD2 SD1 CD1

RELATING TO RECORDS OF THE HAWAII
HEALTH SYSTEMS CORPORATION
ACT 073 (16)

Sincerely,

A handwritten signature in black ink that reads "David Y. Ige".

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO RECORDS OF THE HAWAII HEALTH SYSTEMS CORPORATION.

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

1 SECTION 1. Section 323F-6, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§323F-6 Records. (a) The corporation and each regional
4 system board shall be subject to the requirements of chapter
5 92F, except that the following categories of government records
6 shall not be required to be disclosed:

7 (1) Applications for credentials or staff privileges at
8 any of the corporation's medical facilities, records
9 from peer review proceedings, and medical records; and

10 (2) Marketing strategies, strategic plans, evaluations,
11 assessments, negotiations, or rates and charges, the
12 disclosure of which would raise the cost of
13 procurement or give a manifestly unfair advantage to
14 any competitor or to any person or entity seeking to
15 do business or proposing to enter into an agreement
16 with a regional system board, the corporation, or any
17 of its facilities.



1 Any person denied access to any such government records
2 shall have available the remedies specified in sections 92F-15
3 and 92F-15.5. Government records protected from disclosure by
4 this section shall be subject to the interagency disclosure
5 provisions of section 92F-19. Section 624-25.5 shall apply to
6 this part notwithstanding anything to the contrary contained in
7 this section.

8 (b) The corporation shall have the authority to set rates
9 for copies of records protected by this section from the
10 disclosure requirements of chapter 92F. For medical records
11 subpoenaed from any of the corporation's regional system
12 facilities, copies shall be paid for by the requester in an
13 amount based on the facility's actual cost of preparation;
14 provided that the amount shall be no less than \$1 per page and
15 no more than \$2 per page."

16 SECTION 2. This Act does not affect rights and duties that
17 matured, penalties that were incurred, and proceedings that were
18 begun before its effective date.

19 SECTION 3. New statutory material is underscored.

20 SECTION 4. This Act shall take effect on July 1, 2016.



H.B. NO.

1111
H.D. 2
S.D. 1
C.D. 1

APPROVED this 20 day of JUN , 2016

A handwritten signature in black ink, appearing to read "David Ige". The signature is fluid and cursive, with a large, sweeping flourish at the end.

GOVERNOR OF THE STATE OF HAWAII