
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, which
 14 shall be no less than \$ _____ per page and no more than
 15 \$ _____ 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, 2050.



Report Title:

Hawaii Health Systems Corporation; Copies of Records; Fees

Description:

Authorizes the Hawaii Health Systems Corporation to set rates for copies of records that are protected from the disclosure requirements of Chapter 92F, Hawaii Revised Statutes. Establishes rates for copies of medical records at the actual cost of preparation within minimum and maximum rates. (HB1111 HD2)

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