
A BILL FOR AN ACT

RELATING TO BIRTH DEFECTS.

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

1 SECTION 1. Section 324-43, Hawaii Revised Statutes, is
2 amended to read as follows:
3 " [†] §324-43 [†] Use of collected information. (a) The
4 information collected under this part shall be used by the
5 department of health or researchers only for the purpose of
6 advancing medical and public health research, medical education,
7 or education of the public and health care providers in the
8 interest of reducing morbidity or mortality [‡] or increasing
9 physicians' knowledge of resources available for families with
10 birth defects, and only as approved or exempted by an
11 institutional review board.
12 (b) The identity of, or any information which alone or in
13 combination with other reasonably available information that may
14 be used to identify, any person whose condition or treatment has
15 been studied under this part shall be confidential.
16 (c) If the [†]birth defects program[†] or researchers
17 intend to collect additional information directly from a patient



1 or patient's relative for research studies approved by an
2 institutional review board, the researcher shall first obtain
3 approval for the request from the patient's attending physician.
4 If the patient's current physician is not known, the patient may
5 be contacted directly using a method approved by an
6 institutional review board. The use of the additional
7 information obtained by researchers shall be governed by
8 subsection (a)."

9 SECTION 2. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 3. This Act shall take effect on July 1, 2016.



Report Title:
Birth Defects Program

Description:
Amends provisions relating to the use of collected information related to birth defects studies. (HB2356 HD1)

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HB2356 HD1 HMS 2016-1782

