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# A BILL FOR AN ACT

RELATING TO TUBERCULOSIS TESTING.

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

1           SECTION 1. The purpose of this Act is to require the  
2 department of health to accept Food and Drug Administration-  
3 approved, Centers for Communicable Disease and Prevention-  
4 recommended tests for tuberculosis infection in addition to the  
5 Mantoux tuberculin skin test for the purpose of obtaining a  
6 certificate of tuberculosis examination. Many people are  
7 required to be tested for tuberculosis: children entering  
8 school, school personnel, personnel working with higher-risk  
9 populations, students enrolling in higher education, and others.  
10 The addition of the Food and Drug Administration-approved,  
11 Centers for Communicable Disease and Prevention-recommended  
12 tests for tuberculosis infection as an approved tuberculosis  
13 diagnostic is necessary because they are more appropriate tests  
14 for those who have received the bacille Calmette-Guerin  
15 tuberculosis vaccine, individuals opposed to the tuberculin  
16 injection, and people for whom returning for a second  
17 appointment to check for a skin reaction is a hardship. There  
18 is no intent to change current requirements or procedures



1 regarding the use of the Mantoux tuberculin skin test or chest  
2 x-rays in obtaining a certificate of tuberculosis examination;  
3 rather, the intent of this Act is only to provide for an  
4 additional accepted diagnostic.

5 SECTION 2. The department of health shall accept the  
6 results of any tuberculosis blood test that is a Food and Drug  
7 Administration-approved, Centers for Communicable Disease and  
8 Prevention-recommended test for tuberculosis infection for the  
9 purpose of obtaining a certificate of tuberculosis examination.

10 SECTION 3. Section 302A-1154, Hawaii Revised Statutes, is  
11 amended by amending subsection (b) to read as follows:

12 "(b) No child shall attend any school for the first time  
13 in the State unless the child presents to the appropriate school  
14 official documentation satisfactory to the department of health  
15 that the child has been examined and tested according to the  
16 rules of the department [7] and law and is free from tuberculosis  
17 in a communicable form."

18 SECTION 4. The department of health shall amend its  
19 administrative rules to reflect the addition of a Food and Drug  
20 Administration-approved, Centers for Communicable Disease and  
21 Prevention-recommended test for tuberculosis infection as an



1 alternative to the Mantoux tuberculin skin test as an acceptable  
2 diagnostic for the purpose of obtaining a tuberculosis  
3 examination certificate.

4 SECTION 5. Any existing administrative rules and  
5 procedures regarding the use of the Mantoux tuberculin skin test  
6 or chest x-rays in obtaining a certificate of tuberculosis  
7 examination shall remain in effect until amended to include the  
8 addition of Food and Drug Administration-approved, Centers for  
9 Communicable Disease and Prevention-recommended tests for  
10 tuberculosis infection as an acceptable tuberculosis diagnostic  
11 pursuant to section 4.

12 SECTION 6. Statutory material to be repealed is bracketed  
13 and stricken. New statutory material is underscored.

14 SECTION 7. This Act shall take effect upon its approval.



**Report Title:**

Tuberculosis Testing (TB); Department of Education; Department of Health; Certificate of TB Examination

**Description:**

Requires the department of health to accept FDA-approved, CDC-recommended tuberculosis (TB) blood tests in addition to the TB skin test for the purpose of obtaining a certificate of TB examination. Amends the law requiring tuberculosis clearance prior to public school entry to be in accordance with law in addition to department of health rules. Clarifies that the department of health's administrative rules regarding the use of the Mantoux tuberculin skin test or chest x-rays in obtaining a certificate of tuberculosis examination shall remain in effect until amended to include the addition of TB blood tests as an acceptable TB diagnostic. (SD1)

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

