

STAND. COM. REP. NO. 2126

Honolulu, Hawaii

FEB 11 2016

RE: S.B. No. 2840
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 2840 entitled:

"A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE
AGENCIES,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the Department of Health to continue to disclose, including through electronic means, lists of names of persons whose deaths have been recorded by the Department to state agencies that maintain official lists of persons and are prohibited by federal law from sharing information for the lists.

Your Committee received testimony in support of this measure from the Department of Human Services and Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee finds that although the Department of Health is allowed to verify information contained in vital statistics records by employing a process that matches its vital statistics information with information provided by agencies, that process cannot be used by state agencies whose lists are confidential under federal law.

Your Committee further finds that some governmental agencies within the State that keep official lists of persons need to know when members on their lists have died. Such notification of death is important in maintaining the integrity of certain programs,



such as Medicaid, by stopping unnecessary payments to contracted managed care health plans on behalf of deceased individuals. Allowing the Department of Health to report deaths to state agencies that maintain official lists that are confidential under federal law would assist state agencies to maximize the accuracy of their official lists and avoid overpaying benefits and wasting public funds.

Your Committee has amended this measure by:

- (1) Inserting an effective date of June 30, 2016; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2840, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2840, S.D. 1, and be referred to your Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,



ROSALYN H. BAKER, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:
SB 2840	CPH, JDL	2-6-16
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is:		
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
Nay	Excused	
BAKER, Rosalyn H. (C)	/	
KIDANI, Michelle N. (VC)	/	
ESPERO, Will	/	
IHARA, Jr., Les		/
NISHIHARA, Clarence K.	/	
RUDERMAN, Russell E.		/
SLOM, Sam		/
TOTAL	4	3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>		
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy		

*Only one measure per Record of Votes