



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 5, 2017

GOV. MSG. NO. 1195

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

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Twenty-Ninth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

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

This is to inform you that on July 5, 2017, the following bill was signed into law:

SB194 HD2 CD1

RELATING TO TUBERCULOSIS TESTING
ACT 094 (17)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

Approved by the Governor

on JUL 5 2017

THE SENATE
TWENTY-NINTH LEGISLATURE, 2017
STATE OF HAWAII

ACT 094
S.B. NO. 194
H.D. 2
C.D. 1

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



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

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

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

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

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



1 diagnostic for the purpose of obtaining a tuberculosis
2 examination certificate.

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

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

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

APPROVED this 5 day of JUL, 2017





GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAII

Date: April 28, 2017
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the
Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017.


President of the Senate


Clerk of the Senate

SB No. 194, HD 2, CD 1

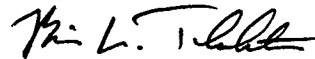
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 28, 2017
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2017.



Joseph M. Souki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives