

Honolulu, Hawaii

APR 27 2018

RE: S.B. No. 2646
S.D. 1
H.D. 3
C.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Honorable Scott K. Saiki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2646, S.D. 1, H.D. 3, entitled:

"A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to reduce the public's access to Schedule II, III, or IV controlled substances by:

- (1) Requiring a prescriber to consult the State's Electronic Prescription Accountability System, also known as the Hawaii Prescription Drug Monitoring Program (PDMP), before prescribing the controlled substance in a quantity equaling a supply of seven days or longer, subject to certain exemptions; and
- (2) Appropriating funds to the Department of Public Safety to improve the functionality and reliability of the PDMP.



Your Committee on Conference finds that certain prescribers of controlled substances are required to register with the Department of Public Safety to use the PDMP and are required to report any relevant information prior to dispensing a controlled substance. However, your Committee on Conference finds that prescribers are not required to consult the PDMP before writing a prescription. Your Committee on Conference finds that since drug overdose rates have increased catastrophically in Hawaii, requiring prescribers to consult the PDMP prior to writing a prescription may reduce access to potentially addictive substances. Your Committee on Conference also finds that the violations proposed by this measure are best policed by the appropriate professional licensing boards.

Your Committee on Conference has amended this measure by:

- (1) Broadening the requirement under which prescribers of controlled substances must consult with the PDMP by having the requirement applicable to all prescriptions for controlled substances, other than prescriptions of three days or less that are made in an emergency situation;
- (2) Deleting the appropriation to the Department of Public Safety to improve the PDMP;
- (3) Inserting an effective date of July 1, 2018; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

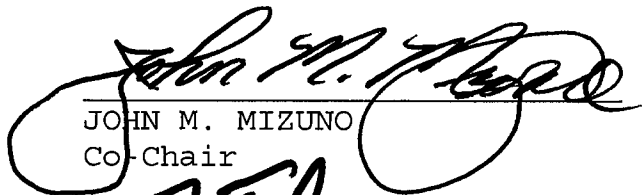
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2646, S.D. 1, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2646, S.D. 1, H.D. 3, C.D. 1.



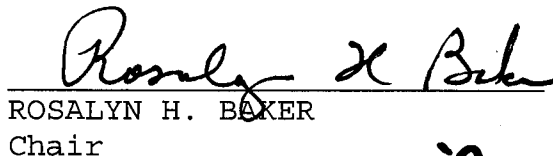
Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



JOHN M. MIZUNO
Co-Chair



ROSALYN H. BAKER
Chair




ROY M. TAKUMI
Co-Chair



J. KALANI ENGLISH
Co-Chair



SCOTT Y. NISHIMOTO
Co-Chair



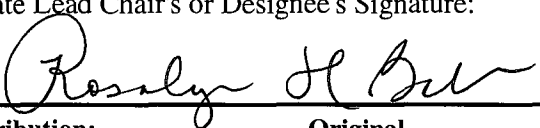
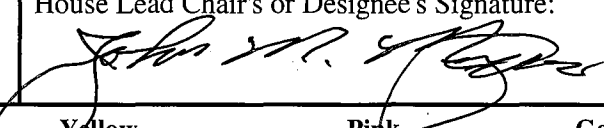
SYLVIA LUKE
Co-Chair



Hawai'i State Legislature

CCR123-18

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 2646, SD 1, HD 3					Date/Time: 4-23-2018 11:01 AM				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
BAKER, Rosalyn H., Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
ENGLISH, J. Kalani, Co-Chr.	✓				TAKUMI, Roy M., Co-Chr.	✓			
ESPERO, Will				✓	NISHIMOTO, Scott Y., Co-Chr.				✓
TOKUDA, Jill N.	✓				LUKE, Sylvia, Co-Chr.	✓			
					TUPOLA, Andria P.L.				✓
TOTAL	3	-	-	1	TOTAL	3	-	-	2
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
Distribution:		Original			Yellow		Pink		Goldenrod
		File with Conference Committee Report			House Clerk's Office		Senate Clerk's Office		Drafting Agency