



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 2, 2019

GOV. MSG. NO. 1332

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

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth 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 2, 2019, the following bill was signed into law:

SB1486 SD1 HD1 CD1

RELATING TO ELECTRONIC PRESCRIPTION
ACCOUNTABILITY SYSTEM.
ACT 230 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM.

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

1 SECTION 1. Section 329-104, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:

3 "(c) This section shall not prevent the disclosure, at the
4 discretion of the administrator, of investigative information
5 to:

6 (1) Law enforcement officers, investigative agents of
7 federal, state, or county law enforcement or
8 regulatory agencies, United States attorneys, county
9 prosecuting attorneys, or the attorney general;
10 provided that the administrator has reasonable grounds
11 to believe that the disclosure of any information
12 collected under this part is in furtherance of an
13 ongoing criminal or regulatory investigation or
14 prosecution;

15 (2) Registrants authorized under chapters 448, 453, and
16 463E who are registered to administer, prescribe, or
17 dispense controlled substances and their practitioner



1 delegate; provided that the information disclosed
2 relates only to the registrant's own patient;

3 (3) Pharmacists or pharmacist delegates, employed by a
4 pharmacy registered under section 329-32, who request
5 prescription information about a customer relating to
6 a violation or possible violation of this chapter;

7 (4) Other state-authorized governmental prescription-
8 monitoring programs;

9 (5) The chief medical examiner or licensed physician
10 designee who requests information and certifies the
11 request is for the purpose of investigating the death
12 of an individual;

13 (6) Qualified personnel for the purpose of bona fide
14 research or education; provided that data elements
15 that would reasonably identify a specific recipient,
16 prescriber, or dispenser shall be deleted or redacted
17 from the information prior to disclosure; provided
18 further that release of the information may be made
19 only pursuant to a written agreement between qualified
20 personnel and the administrator in order to ensure
21 compliance with this subsection; [and]



1 (7) Other entities or individuals authorized by the
2 administrator to assist the program with projects that
3 enhance the electronic prescription accountability
4 system[-];

5 (8) Authorized employees of the State of Hawaii department
6 of health alcohol and drug abuse division and the
7 emergency medical services and injury prevention
8 system branch; and

9 (9) The United States Department of Defense health agency
10 prescription monitoring program.

11 Information disclosed to a registrant, pharmacist, or authorized
12 government agency under this section shall be transmitted by a
13 secure means determined by the designated agency."

14 SECTION 2. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 3. This Act shall take effect on July 1, 2019.

APPROVED this 02 day of JUL, 2019





GOVERNOR OF THE STATE OF HAWAII

THE SENATE OF THE STATE OF HAWAI'I

Date: April 30, 2019
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.


President of the Senate


Clerk of the Senate

SB No. 1486, SD 1, HD 1, CD 1

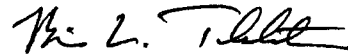
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives