

STAND. COM. REP. NO. 1333

Honolulu, Hawaii

MAR 21 2019

RE: H.B. No. 1157  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Higher Education, to which was referred  
H.B. No. 1157, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION  
STUDENT IMMUNIZATIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to exempt students  
in post-secondary education programs from immunization  
requirements if they attend classes exclusively online or through  
distance learning.

Your Committee received testimony in support of this measure  
from the University of Hawai'i System, Chaminade University of  
Honolulu, and O'ahu County Committee on Legislative Priorities of  
the Democratic Party of Hawai'i. Your Committee received comments  
on this measure from the Department of Health.

Your Committee finds that colleges and universities,  
including the University of Hawaii, are expanding access to higher  
education through courses and programs offered online. These  
courses provide more flexibility in location and schedule for  
students who are working, have family responsibilities, or have  
other challenges participating in on-campus classes.




Your Committee further finds that existing Hawaii Administrative Rules require post-secondary students, including students in online or distance learning programs who do not attend classes in person, to provide immunization records with evidence of certain vaccinations. The Department of Health is currently proposing a rule change to exempt post-secondary students in online or distance-learning programs who do not attend classes in person from the current immunization requirements. However, the proposed rule change may not be adopted in time for the fall 2019 classes. Therefore, this measure provides an exemption from the immunization requirements for these students in a timely manner.

Your Committee has amended this measure by:

- (1) Specifying that if a student enrolled in an online or distance learning program needs to go on campus for any reason, the student shall be subject to the immunization requirements of existing Hawaii Administrative Rules prior to entering the campus; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1157, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1157, H.D. 1, S.D. 1, and be referred to your Committee on Commerce, Consumer Protection, and Health.

Respectfully submitted on  
behalf of the members of the  
Committee on Higher Education,




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DONNA MERCADO KIM, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Higher Education**  
**HRE**

Bill / Resolution No.:* <b>HB 1157 HD 1</b>	Committee Referral: <b>HRE, CPH</b>	Date: <b>3/19/19</b>		
<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
KIM, Donna Mercado (C)	/			
KIDANI, Michelle N. (VC)	/			
KAHELE, Kaiali'i				/
KEITH-AGARAN, Gilbert S.C.	/			
FEVELLA, Kurt				/
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes