STAND. COM. REP. NO. 2964

Honolulu, Hawaii

MAR D 4 2022

RE: S.B. No. 3136 S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 3136, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE ELECTRONIC PRESCRIPTION ACCOUNTABILITY SYSTEM,"

begs leave to report as follows:

The purpose and intent of this measure is to require a dispenser of a controlled substance to either:

- (1) Report the filling of a controlled substance prescription to the State's Electronic Prescription Accountability System in real-time; or
- (2) Report "zero" not less than once every seven days if no controlled substances prescriptions are filled.

Your Committee received testimony in support of this measure from the Department of Public Safety.

Your Committee finds that section 329-101(d), Hawaii Revised Statutes, is not in line with the national trend of requiring real-time reporting of data to track the dispensing of controlled substances. Real-time reporting develops a critical body of timely and relevant data for health care professionals with prescriptive authority. Your Committee further finds that a zero-reporting requirement provides accountability in the dispensing of

controlled substances and aids in the enforcement of related laws. Accordingly, your Committee finds that this measure promotes the responsible prescribing and dispensing of controlled substances by aligning existing law with national best practices.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3136, S.D. 1, and recommends that it pass Third Reading.

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

ROSALYN H. OBAKER, Chair

The Senate Thirty-First Legislature State of Hawai'i

Record of Votes Committee on Commerce and Consumer Protection CPN

Bill / Resolution No.:*	Committee Referral:			Date:	
SB 3136, SD1	HTH, CPM			02-22-2022	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR) Nay	Excused
BAKER, Rosalyn H. (C)		\sim			
CHANG, Stanley (VC)		×			
DECOITE, Lynn		7			
NISHIHARA, Clarence K.					
RIVIERE, Gil		7			
SAN BUENAVENTURA, Joy A	١.	X			
FEVELLA, Kurt		>			
TOTAL		7	0	0	\mathcal{D}
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Only one measure per Record of Votes