
A BILL FOR AN ACT

RELATING TO LEAD POISONING.

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

1 SECTION 1. Chapter 321, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§321- Lead poisoning; testing; minors; exemption. (a)
5 Beginning January 1, 2025, a physician treating a minor patient
6 shall complete the following:

7 (1) Test the minor patient for lead poisoning, or order
8 the test for the minor patient at certain intervals
9 using methods pursuant to recommendations adopted by
10 the department of health; and

11 (2) If the physician performs the test described in
12 paragraph (1), the physician shall make an entry of
13 the testing on the minor patient's record.

14 (b) The department of health shall adopt recommendations
15 to implement this section. The recommendations shall include
16 but not be limited to:



1 (1) Subject to subsection (c), a recommendation that a
2 minor residing in the State shall be considered at
3 high risk for lead exposure and tested according to
4 the Early and Periodic Screening, Diagnostic, and
5 Treatment guidelines for children enrolled in
6 medicaid; and

7 (2) Procedures for entering the information described in
8 subsection (a)(2) on the minor's record of testing,
9 including but not limited to procedures for entering
10 the information if testing is performed by a person
11 other than a physician.

12 (c) The department of health may adjust the recommendation
13 in subsection (b)(1) if, after collecting and reviewing data on
14 lead poisoning in the State for five years, the department of
15 health determines that testing minors at the ages set by
16 subsection (b)(1) is no longer necessary or appropriate to
17 maintain the health and safety of minors who reside in the
18 State. If the department of health adjusts the recommendations
19 in subsection (b)(1) pursuant to this section, the department of
20 health shall submit a report of its findings and rationale to



1 the legislature twenty days prior to the convening of the next
2 regular session.

3 (d) This section shall not apply to a minor whose parent,
4 guardian, or individual in loco parentis objects to testing."

5 SECTION 2. New statutory material is underscored.

6 SECTION 3. This Act shall take effect upon its approval.



Report Title:

DOH; Minors; Lead Poisoning; Mandatory Testing; Requirements;
Rules; Exemption

Description:

Beginning 1/1/2025, requires physicians to perform or order test for lead poisoning in minor patients at certain intervals, and if the physician performs the test, the results to be included in the minor patient's record of immunization. Requires the Department of Health to adopt recommendations. Provides certain exemptions for the mandatory lead poisoning testing of minors. (SD1)

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