
A BILL FOR AN ACT

RELATING TO PUBLIC HEALTH STANDING ORDERS.

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

1 SECTION 1. The legislature finds that standing orders are
2 written protocols describing a specific medical practice that
3 will be delegated to non-physicians without a patient-specific
4 order signed by a physician. Standing orders outline procedures
5 that must be followed and identify permissible patient
6 populations, level of required physician supervision, and
7 allowable practice settings.

8 The legislature also finds that Hawaii's well-documented
9 physician shortage may restrict patient access to preventative
10 care, resulting in sub-optimal outcomes, increased costs, and
11 decreased quality of life. Population-based care can help
12 reduce provider administrative burdens while increasing access
13 to evidence-based clinical preventive services. Secondary
14 prevention is the provision of a clinical preventive service to
15 screen for a condition in an asymptomatic individual, such as
16 mammography to screen for breast cancer. Public health standing



1 orders may help reduce barriers to receiving secondary
2 prevention services.

3 Standing orders are already used in routine, urgent, or
4 emergency settings upon the occurrence of certain clinical
5 events that take place on an individual patient basis or a
6 population health event. An example of a routine individual
7 patient standing order is certain vaccine administrations, which
8 are evidence-based practices that authorize nurses, pharmacists,
9 and other health care providers to assess a client's
10 immunization status and administer vaccinations according to a
11 protocol. Emergency population health crises are also supported
12 by standing orders, specifically for mass prophylaxis following
13 a bioterrorism incident that are activated only when the
14 director of health declares a state of emergency due to a
15 specific bioterrorism incident.

16 Accordingly, the purpose of this Act is to effectuate
17 public health standing orders with regard to evidence-based
18 health care screenings that have received the highest
19 recommendations from the United States Preventive Services Task
20 Force to reduce barriers to access and expand population health-
21 based interventions.



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

4 "§321- Public health standing orders; screening. (a)

5 The director of health may issue public health standing orders
6 authorizing patients who are eighteen years of age or older to
7 receive evidence-based items or services that have in effect a
8 rating of A or B in the current recommendations of the United
9 States Preventive Services Task Force, as defined by the
10 Affordable Care Act Public Law 111-148, section 4106, without
11 patient-specific orders from a licensed health care provider.

12 (b) The director of health shall annually review the items
13 or services that have in effect a rating of A or B as
14 recommended by the United States Preventive Services Task Force
15 and amend public health standing orders as necessary.

16 (c) The duration of public health standing orders issued
17 pursuant to this section shall remain in effect until repealed
18 by the director of health.

19 (d) The director of health shall post public health
20 standing orders on the department's website in an easily
21 accessible manner.



1 (e) The entity providing the items or services pursuant to
2 the public health standing order shall request from the patient
3 the name of the patient's primary care provider and shall make
4 good faith efforts to transmit the results of the screening to
5 the primary care provider or other licensed health care provider
6 identified by the patient.

7 (f) The entity providing the items or services shall
8 provide any results to the patient in writing. The results
9 shall:

- 10 (1) Be written in plain language;
11 (2) Clearly indicate if the result is normal, abnormal, or
12 undetermined; and
13 (3) Provide instructions for follow up with a health care
14 provider, as appropriate.

15 For purposes of this section "licensed health care
16 provider" means physicians and osteopathic physicians licensed
17 under chapter 453, physician assistants licensed under chapter
18 453, and advanced practice registered nurses licensed under
19 chapter 457."

20 SECTION 3. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on December 31,
2 2050.



Report Title:

Public Health Standing Orders; United States Preventive Services Task Force; Screenings

Description:

Authorizes the Director of Health to issue public health standing orders for patients to self-refer to certain health care screening services. Takes effect 12/31/2050. (SD1)

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