

ACT 95

S.B. NO. 662

A Bill for an Act Relating to Tuberculosis.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 325-71, Hawaii Revised Statutes, is amended to read as follows:

“§325-71 Reports by physicians and others. (a) Every physician, and every individual in charge of an inpatient or outpatient health care facility, shall report in writing to the department of health [the name, age, sex, nationality, occupation, place where last employed, if known, and address of] the identity of and epidemiologic information concerning every person known or suspected [by the physician] to have tuberculosis[, to the department of health or its nearest agent, within twenty-four hours after the fact comes to the knowledge of the physician,] and shall, upon request, provide to the department x-ray films and medical information from the record of any person known or suspected by the department to have tuberculosis. [The superintendent in charge of any hospital, dispensary, asylum, or other similar private or public institution shall report in like manner the name, age, sex, nationality, occupation, place where last employed, if known, and previous address of every patient having tuberculosis who comes into the superintendent’s care or under the superintendent’s observation, within twenty-four hours thereafter, and shall, upon request provide to the department x-ray films and medical information from the record of any person suspected by the department to have tuberculosis.]

(b) Every director of a laboratory identifying mycobacterium tuberculosis [from] or organisms which may be mycobacterium tuberculosis in the sputum, body fluids, or tissues of any person, living or dead, shall submit a report of such examination in writing to the department of health.

(c) Release of information to the department of health pursuant to this section may be made without the prior informed consent of the individual to whom the information pertains.

(d) A report made by one of the above charged individuals does not absolve the others from their individual reporting responsibilities.

(e) The director of health may adopt rules pursuant to chapter 91 necessary for the purposes of this part.”

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SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect January 1, 1990.

(Approved May 19, 1989.)