

## ACT 145

H.B. NO. 440

A Bill for an Act Relating to Controlled Substances.

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

SECTION 1. Section 329-104, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) This section shall not prevent the disclosure, at the discretion of the administrator, of investigative information to: [law]

- (1) Law enforcement officers[;], investigative agents of federal, state, or county law enforcement agencies[;], prosecuting attorneys[;], or the attorney general, [in furtherance of criminal investigations or prosecutions within their respective jurisdictions;] provided that the administrator has reasonable grounds to believe that the disclosure of any information collected under this part is in furtherance of an ongoing criminal investigation[.] or prosecution; or
- (2) Registrants authorized under chapters 448, 453, 460, and 463E who are registered to administer, prescribe, or dispense controlled substances; provided that the information disclosed relates only to the registrant's own patient.

Information disclosed to a registrant under this section shall be transmitted by certified mail or a similar means requiring the registrant's signature for delivery of the information.”

SECTION 2. There is appropriated out of the controlled substance registration revolving fund the sum of \$50,862, or so much thereof as may be necessary for fiscal year 1999-2000, for one full-time equivalent (1.00 FTE) data processing systems analyst IV position and other current expenses to carry out the purpose of this Act. The sum appropriated shall be expended by the department of public safety.

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect on July 1, 1999.

(Approved June 28, 1999.)