

STAND. COM. REP. NO.

932

Honolulu, Hawaii

MAR 24 2011

RE: H.B. No. 597
H.D. 1
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 597,
H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH CARE,"

begs leave to report as follows:

The purpose of this measure is to expand the definition of "quality assurance committee" to include interdisciplinary quality assurance committees composed of members from various health care organizations. The intent of this measure is to establish that the proceedings and records of interdisciplinary quality assurance committees composed of members from various health care organizations have similar protections as those committees formed by hospitals, health maintenance organizations, and statewide trauma care systems.

Your Committee received testimony in support of this measure from The Queen's Medical Center and Healthcare Association of Hawaii.

Your Committee acknowledges that robust discussion leads to changes in health care policies, procedures, or practices and, in order to encourage such robust discussions, there is a need to protect peer review and quality assurance discussions on health care from their potential use in medical malpractice lawsuits. Your Committee heard concerns regarding the impact that this measure may have on discoverable information. Your Committee asserts that this measure does not seek to change discovery rules;

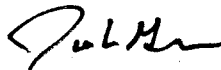


rather, the goal of this measure is to encourage collaborative discussions regarding health care policies, procedures, and practices.

Your Committee has amended this measure by inserting an effective date of July 1, 2030, to allow for further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 597, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 597, H.D. 1, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Health,



JOSH GREEN, M.D., Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* <i>HB 597, HD1</i>	Committee Referral: <i>HTH, JDL</i>	Date: <i>3-23-11</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
GREEN, M.D., Josh (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
BAKER, Rosalyn H.				✓
CHUN OAKLAND, Suzanne	✓			
SHIMABUKURO, Maile	✓			
WAKAI, Glenn				✓
SLOM, Sam				✓
TOTAL	<i>4</i>			<i>3</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Clarence K. Nishihara</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes