

STAND. COM. REP. NO. 2114

Honolulu, Hawaii

FEB 07 2014

RE: S.B. No. 2869
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 2869
entitled:

"A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE
INFORMATION,"

begs leave to report as follows:

The purpose and intent of this measure is to protect the
confidentiality of developmental disability and mental health
information, while allowing reasonable use and disclosure as
provided by the Health Insurance Portability and Accountability
Act of 1996 (HIPAA).

Your Committee received testimony in support of this measure
from the Department of Health, State Council on Developmental
Disabilities, and Community Alliance for Mental Health.

Your Committee finds that allowing the reasonable use and
disclosure of health records may benefit individuals, while
ensuring the safety of the general public, by sharing information
for purposes of treatment, payment, or health care operations.
This measure allows health care providers that hold developmental
disability and mental health records to share and access health
care information using the HIPAA privacy rule, rather than the
stricter and lesser known state laws.

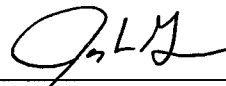
Your Committee has amended this measure by:



- (1) Adding a new section to chapter 333F, Hawaii Revised Statutes, in which to more appropriately place the proposed amendments to section 333E-6, Hawaii Revised Statutes, that pertain to certificates, applications, records, and reports made for purposes of chapter 333F, Hawaii Revised Statutes; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 S.B. No. 2869, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2869, 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, Chair



