

STAND. COM. REP. NO. 106

Honolulu, Hawaii

FEB 12 2015

RE: S.B. No. 300
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Health, to which was referred S.B. No. 300
entitled:

"A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE
PERSONNEL,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Amend the offense of assault in the second degree as it
applies to medical professionals by expanding the types
of medical services providers protected under this
offense; and
- (2) Clarify that the offense of assault in the second degree
does not apply to patients located outside of emergency
rooms receiving medical services at the time injury to a
medical services provider occurs.

Your Committee received testimony in support of this measure
from The Queen's Health Systems, Healthcare Association of Hawaii,
Hawaii Government Employees Association, Kaiser Permanente Hawaii,
Hawaii Primary Care Association, and one individual.

Your Committee finds that health care workers are over four
times more likely to be victims of workplace violence than other
private sector workers. Health care workers are hit, kicked,
scratched, bitten, spat on, threatened, and harassed by patients
with surprising regularity, negatively impacting medical personnel

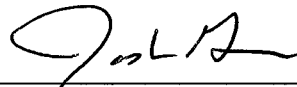


by reinforcing that this type of violence is part of the job. Increased penalties for assaults against health care workers will help to protect these workers by providing them with legal recourse should any assault occur.

Your Committee has amended this measure by amending language to expand the scope of protection for patients to include assaults against all medical service personnel who are treating the patient, not only those occurring within the emergency room.

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. 300, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 300, 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



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* SB 300	Committee Referral: HTH, JDL	Date: 2/4/15		
<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, Josh (C)	X			
WAKAI, Glenn (VC)				X
BAKER, Rosalyn H.				X
GABBARD, Mike	X			
RIVIERE, Gil	X			
RUDERMAN, Russell E.	X			
SLOM, Sam	X			
TOTAL	5	0	0	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes