
A BILL FOR AN ACT

RELATING TO BIRTH DEFECTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 324-43, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " [+]§324-43[+] Use of collected information. (a) The
4 information collected under this part shall be used by the
5 department of health or researchers only for the purpose of
6 advancing medical and public health research, medical education,
7 or education of the public and healthcare providers in the
8 interest of reducing morbidity or mortality[~~7~~] or increasing
9 physicians' knowledge of resources available for families of
10 persons with birth defects, and only as approved or exempted by
11 an institutional review board.

12 (b) The identity of, or any information which alone or in
13 combination with other reasonably available information that may
14 be used to identify, any person whose condition or treatment has
15 been studied under this part shall be confidential.

16 (c) If the [+]birth defects program[+] or researchers
17 intend to collect additional information directly from a patient
18 or patient's relative for research studies approved by an



1 institutional review board, the researcher shall first obtain
2 approval for the request from the patient's [~~attending~~
3 ~~physician.~~] primary care provider. If the patient's current
4 physician is not known, the patient may be contacted directly
5 using a method approved by an institutional review board. The
6 use of the additional information obtained by researchers shall
7 be governed by subsection (a)."

8 SECTION 2. Statutory material to be repealed is bracketed
9 and stricken. New statutory material is underscored.

10 SECTION 3. This Act shall take effect on July 1, 2016.

11



Report Title:

Birth Defects Program; Use of Data

Description:

Authorizes the use of birth defects data for education of health care providers to reduce morbidity or mortality and to increase physicians' knowledge of resources available for families of persons with birth defects. (SD1)

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