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# A BILL FOR AN ACT

RELATING TO TUBERCULOSIS TESTING.

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

1           SECTION 1. The purpose of this Act is to require the  
2 department of health to accept Food and Drug Administration-  
3 approved, Centers for Communicable Disease and Prevention-  
4 recommended tests for tuberculosis infection in addition to the  
5 Mantoux tuberculin skin test for the purpose of obtaining a  
6 certificate of tuberculosis examination. Many people are  
7 required to be tested for tuberculosis: children entering  
8 school, school personnel, personnel working with higher-risk  
9 populations, students enrolling in higher education programs,  
10 and others. The addition of the Food and Drug Administration-  
11 approved, Centers for Communicable Disease and Prevention-  
12 recommended tests for tuberculosis infection as an approved  
13 tuberculosis diagnostic is necessary because they are  
14 appropriate tests for those who have received the bacille  
15 Calmette-Guerin tuberculosis vaccine, individuals opposed to the  
16 tuberculin injection, and people for whom returning for a second  
17 appointment to check for a skin reaction is a hardship. There



1 is no intent to change current requirements or procedures  
2 regarding the use of the Mantoux tuberculin skin test in  
3 obtaining a certificate of tuberculosis examination; rather, the  
4 intent of this Act is only to provide for an additional accepted  
5 diagnostic.

6 SECTION 2. The department of health shall accept the  
7 results of any tuberculosis blood test that is a Food and Drug  
8 Administration-approved, Centers for Communicable Disease and  
9 Prevention-recommended test for tuberculosis infection for the  
10 purpose of obtaining a certificate of tuberculosis examination.

11 SECTION 3. Section 302A-1154, Hawaii Revised Statutes, is  
12 amended by amending subsection (b) to read as follows:

13 "(b) No child shall attend any school for the first time  
14 in the State unless the child presents to the appropriate school  
15 official documentation satisfactory to the department of health  
16 that the child has been examined and tested according to the  
17 rules of the department [7] and law and is free from tuberculosis  
18 in a communicable form."

19 SECTION 4. The department of health shall amend its  
20 administrative rules to reflect the addition of a Food and Drug  
21 Administration-approved, Centers for Communicable Disease and



1 Prevention-recommended test for tuberculosis infection as an  
2 alternative to the Mantoux tuberculin skin test as an acceptable  
3 diagnostic for the purpose of obtaining a tuberculosis  
4 examination certificate.

5 SECTION 5. Any existing administrative rules and  
6 procedures regarding the use of the Mantoux tuberculin skin test  
7 or chest x-rays in obtaining a certificate of tuberculosis  
8 examination shall remain in effect until amended to include the  
9 addition of Food and Drug Administration-approved, Centers for  
10 Communicable Disease and Prevention-recommended tests for  
11 tuberculosis infection as an acceptable tuberculosis diagnostic  
12 pursuant to section 4.

13 SECTION 6. Statutory material to be repealed is bracketed  
14 and stricken. New statutory material is underscored.

15 SECTION 7. This Act shall take effect on July 1, 2070.



**Report Title:**

Tuberculosis Testing; Department of Education; Department of Health

**Description:**

Authorizes the Departments of Health and Education to accept the results of any tuberculosis blood test approved by the FDA and recommended by the Centers for Communicable Disease and Prevention for purposes of a Certificate of Tuberculosis Examination and clearance to attend public school. (SB194 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

