
A BILL FOR AN ACT

RELATING TO THE SHARING OF VITAL STATISTICS RECORDS WITH
DEPARTMENT OF HEALTH PROGRAM EMPLOYEES FOR APPROVED
RESEARCH PURPOSES.

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

1 SECTION 1. Chapter 338, Hawaii Revised Statutes, is
2 amended by adding a new section to part I to be appropriately
3 designated and to read as follows:
4 "§338- Sharing of vital statistics records with
5 department of health program employees for approved research
6 purposes. (a) Notwithstanding section 338-18, the department
7 may disclose public health statistics records to persons who are
8 employed by department of health programs, acting within the
9 scope of their employment, who need a public health statistics
10 record for research purposes, as approved by the department of
11 health's institutional review committee. Upon the institutional
12 review committee's approval, the department may disclose the
13 following to department employees as specified in this section:
14 (1) Names, addresses, and contact information in the
15 record for the purpose of contacting persons
16 identified in the record to request informed consent



1 to use additional specified information in the record.

2 If informed consent is provided, the additional
3 specified information in the record may be disclosed;
4 and

5 (2) Information in the record as approved by the
6 institutional review committee without informed
7 consent of persons identified in the record so long as
8 the institutional review committee:

9 (A) Identifies the information in the record that may
10 be shared;

11 (B) Determines that obtaining informed consent is not
12 practicable; and

13 (C) Determines that there is a public health purpose
14 of the research that outweighs the
15 confidentiality interest of persons identified in
16 the record.

17 (b) For purposes of this chapter, research purposes are
18 those that have been approved by the department's institutional
19 review committee.

20 (c) For purposes of this section, the requirements for
21 informed consent shall be determined by the department's



1 institutional review committee in its approval of the research
2 purposes for which the information in the record with be shared.

3 (d) Information disclosed pursuant to this section may
4 only be re-disclosed with authorization from the institutional
5 review committee or if it is first de-identified."

6 SECTION 2. New statutory material is underscored.

7 SECTION 3. This Act shall take effect on July 1, 3000.



Report Title:

Vital Statistics Records; Disclosure within the Department for Approved Research Purposes

Description:

Authorizes the Department of Health, under specified circumstances, to disclose information in public health statistics records to Department employees acting within the scope of their employment upon approval by the Department's Institutional Review Committee. (HB2373 HD1)

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

