

Honolulu, Hawaii

FEB 20 2015

RE: S.B. No. 810
S.D. 1

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

Madam:

Your Committees on Health and Commerce and Consumer Protection, to which was referred S.B. No. 810 entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCE ACT,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require practitioners to register to use the electronic prescription accountability system in order to administer, prescribe, or dispense a controlled substance;
- (2) Require all practitioners prescribing or dispensing a controlled substance in schedules II through IV to use the electronic prescription accountability system beginning January 1, 2016;
- (3) Require, beginning January 1, 2017, all practitioners and practitioner delegates to request patient information from the central repository prior to prescribing or dispensing a controlled substance to a new patient and for any patient that is receiving chronic pain therapy;
- (4) Provide pharmacist delegates and practitioner delegates with access to the electronic prescription accountability system; and



- (5) In certain situations, expand access to investigative information in the electronic prescription accountability system to include law enforcement officers and investigative agents of regulatory agencies and various individuals.

Your Committees received testimony in support of this measure from the Department of Public Safety, Hawaii Substance Abuse Coalition, Hawaii College of Emergency Physicians, Walgreen Co., and one individual. Your Committees received testimony in opposition to this measure from the Hawaii Veterinary Medical Association and eleven individuals. Your Committees received comments on this measure from the Hawaii Medication Association.

Your Committees find that prescription drug monitoring programs have been established in most states to track prescriptions of opioid analgesics, sedatives, and amphetamine-type stimulants. By improving the utilization of prescription drug monitoring programs, health care providers can improve patient safety and quality of care.

Your Committees have amended this measure by:

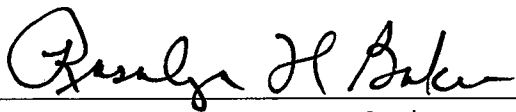
- (1) Deleting the definition of "practitioner";
- (2) Clarifying that practitioners administering, prescribing, or dispensing a controlled substance in schedules II through IV shall register with the electronic prescription accountability system with renewal of the controlled substance registration;
- (3) Inserting language to exclude a practitioner or practitioner delegate from the central repository request requirement if the request is for a new patient to whom the practitioner administers, prescribes, or dispenses a supply of seven days or less of a controlled substance in an emergency room or department; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the



intent and purpose of S.B. No. 810, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 810, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Health and
Commerce and Consumer
Protection,



ROSALYN H. BAKER, Chair

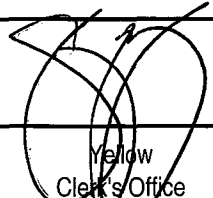


JOSH GREEN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i


Record of Votes
Committee on Health
HTH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 810	HTH/CPN, JDL	2/10/15		
<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)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
GABBARD, Mike				✓
RIVIERE, Gil	✓			
RUDERMAN, Russell E.				✓
SLOM, Sam	✓			
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

The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 810	HTH / CPN, JDL	2/10/15		
<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
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
KAHELE, Gilbert	✓			
KIDANI, Michelle N.				✓
NISHIHARA, Clarence K.	✓			
WAKAI, Glenn	✓			
SLOM, Sam	✓			
TOTAL	6	0	0	1
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