Honolulu, Hawaii

(2006)

RE: H.B. No. 3105 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 3105, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION,"

beg leave to report as follows:

The purpose of this bill is to provide enhanced service to mental health consumers by, among other things, prohibiting the Department of Human Services (DHS) from restricting a physician's ability to treat fee-for-service mental health consumers with psychotropic medications that have been approved and designated as safe and effective by the FDA and are considered appropriate, within the scope of the physician's practice, for the treatment of mental health consumers.

The Hawaii Psychiatric Medical Association and Hawaii Disability Rights Center supported this bill. DHS supported the intent of this bill.

Although your Committees believe that this measure will improve access to necessary medications, further discussion on this matter is warranted.

Accordingly, your Committees have amended this bill by:

(1) Changing its effective date to July 1, 2096, to promote further discussion; and

(2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 3105, H.D. 1, as amended herein, and recommend that it be referred to the Committee on Finance in the form attached hereto as H.B. No. 3105, H.D. 2.

> Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

SYLVIA LUKE, Chair

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 3105 HD	Date:	2/15/06				
Committee Referral: HLT/HUS, CPC100D, FIN		☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended		Pass, with amendments				
☐ Hold	☐ Recommit					
CPC Members	Ayes	Ayes (WR)	Nays	Excused		
1. HERKES, Robert N. (C)						
2. SCHATZ, Brian (VC)	Billian Commence of the Commen	End of Schools and an arrangement of the schools and an arrangement of the schools are schools and are schools are				
3. CALDWELL, Kirk						
4. ITO, Ken						
5. KANOHO, Ezra R.	✓					
6. KARAMATSU, Jon Riki		1 1				
7. MORITA, Hermina M.						
8. SONSON, Alex M.						
9. SOUKI, Joseph M.						
10. MARUMOTO, Barbara C.		/				
11. STONEBRAKER, Bud						
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TOTAL	4	2		5		
The recommendation is: Adopted						
☐ Not Adopted						
16:		did not supp	ort recommendation			
If joint referral, did not support recommendation. committee acronym(s)						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office						

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HSCR 567

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Date:	Date: 2/15/01				
HB3105 HD1 (HSCR252-06)	6/10/06					
Committee Referral: HLT/HUS, CPC/JUD, FIN	☐ The community previous	☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended		Pass, with amendments				
☐ Hold ☐ Recommit						
JUD Members	Ayes	Ayes (WR)	Nays	Excused		
1. LUKE, Sylvia (C)	<					
2. OSHIRO, Blake K. (VC)	✓					
3. CALDWELL, Kirk	/					
4. KANOHO, Ezra R.	/			_		
5. KARAMATSU, Jon Riki						
6. MORITA, Hermina M.						
7. SONSON, Alex M.				✓		
8. SOUKI, Joseph M.						
9. MARUMOTO, Barbara C.		1				
10. THIELEN, Cynthia		✓				
TOTAL	S	2		3		
The recommendation is: Adopted Not Adopted If joint referral, con Vice Chair's or designee's signature:	nmittee acronym(rt recommendatior	l.		
Distribution: Original (White) — Committee Duplicate (Yellow) — HMSO Duplicate (Pink) — Clerk's Office						