STAND. COM. REP. NO. 467 -10

Honolulu, Hawaii Feg 26^{, 2010}

RE: H.B. No. 2575 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2575, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TRAUMA,"

begs leave to report as follows:

The purpose of this bill is to establish a mechanism to obtain candid information that may be used to improve trauma care in Hawaii by:

- (1) Authorizing the Department of Health (DOH) to form quality assurance and peer review committees to review patient care records and system performance, and make recommendations to the department for system improvement; and
- (2) Protecting the confidentiality of the information considered by those committees.

DOH, The Queen's Medical Center, Hawaii Pacific Health, and Healthcare Association of Hawaii testified in support of this bill. The Office of Information Practices of the Office of the Lieutenant Governor provided comments.



Your Committee has amended this bill by:

- (1) Clarifying that the protection from subpoena, discovery, or introduction into evidence in a civil or criminal proceeding is limited to information held by DOH as a result of their review of patient care records and system performance conducted by the quality assurance and peer review subcommittees;
- (2) Changing the effective date to December 21, 2058, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2575, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2575, H.D. 2.

> Respectfully submitted on behalf of the members of the Committee on Judiciary,

NN RIKI KARAMATSU, Chair



State of Hawaii House of Representatives The Twenty-fifth Legislature

HSCR 467-10

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:Committee Referral:Date:HB2575, HD1HLT, JVP2/23/10				
The committee is reconsidering its previous decision	/		1 1	•
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit) 				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)	V			
2. ITO, Ken (VC)	V			
3. BELATTI, Della Au				
4. CABANILLA, Rida	V			
5. CARROLL, Mele	V		整洁和新闻的 <u>作</u>	
6. HERKES, Robert N.				~
7. LUKE, Sylvia	V			
8. McKELVEY, Angus L.K.	V			
9. MIZUNO, John M.	V			
10. MORITA, Hermina M.				V
11. OSHIRO, Blake K.	~			
12. SOUKI, Joseph M.	V			
13. TSUJI, Clift	V			
14. WAKAI, Glenn	V			
15. MARUMOTO, Barbara C.	V			
16. THIELEN, Cynthia	V			
			_	
TOTAL (16)	13	۱	D	2
The recommendation is: St Adopted If joint referral,	Not Adop committee acronym	did not suppor	t recommendatio	n.
Vice Chair's or designee's signature:	lt-			
Distribution: Original (White) – Committee	Duplicate (Yellow)	- Chief Clerk's Office	Duplicate (I	Pink) – HMSO