STAND. COM. REP. NO. 699

Honolulu, Hawaii March 5, 2009

RE: H.B. No. 808

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 808 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

beg leave to report as follows:

The purpose of this bill is to improve access to health care by:

- Clarifying a physician's scope of practice in the provision of telehealth services;
- (2) Establishing requirements and standards for telemedicine services, including for treatment recommendations and medical reports; and
- (3) Prohibiting the practice of telemedicine in Hawaii without a license to practice medicine in Hawaii.

The Department of Commerce and Consumer Affairs (DCCA), the Chamber of Commerce of Hawaii, Hawaii Medical Service Association, and MDX Hawaii testified in support of this bill. DCCA's Regulated Industries Complaints Office, the Hawaii Medical Board, Hawaii Telehealth Collaborative, and Hawaii Medical Association provided comments.

Hawaii's unique geographic location necessitates the use of new ideas and technologies to overcome barriers to medical care, particularly for rural areas where access to care is especially

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difficult. Telemedicine allows physicians to treat patients through the use of telecommunications, providing a cost-effective and convenient alternative for the provision of health care in certain circumstances. This bill supports the use of telemedicine as a means of addressing the shortage of physicians in Hawaii and improving access to health services in general.

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. 808 and recommend that it pass Third Reading.

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

JON RIKI KARAMATSU, Chair

ROBERT N. HERKES, Chair



State of Hawaii House of Representatives The Twenty-fifth Legislature

HSCR 699

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB & BO &	Committee Referral: HLT, CPC/J	Dat Dat	e: 2/23/	09		
□ The committee is reconsidering its pre-	vious decision on the measure.					
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)						
CPC Members	Ayes	Ayes (WR)	Nays	Excused		
1. HERKES, Robert N. (C)						
2. WAKAI, Glenn (VC)						
3. BELATTI, Della Au						
4. CABANILLA, Rida 1						
5. CARROLL, Mele -						
6. ITO, Ken 🖍	/					
7. KARAMATSU, Jon Riki						
8. LUKE, Sylvia 🔨						
9. McKELVEY, Angus L.K.						
10. MIZUNO, John M.				/		
11. MORITA, Hermina M. 🔨						
12. SOUKI, Joseph M.						
13. TSUJI, Clift	V					
14. MARUMOTO, Barbara C.						
15. THIELEN, Cynthia		Contract (Contract)				
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	D/	h	4			
TOTAL (15)	- \ \\	$ \varphi$	$ \psi$			
The recommendation is: Add If joint	opted Not Adopt referral, committee acronyme	did not supp	ort recommendation	1 /		
Vice Chair's or designee's signature:	XXX					
Distribution: Original (White) – Commi	ittee Doplicate (Yellow) -	Chief Clerk's Offic	e Duplicate (F	rink) – HMSO		
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State of Hawaii House of Representatives The Twenty-fifth Legislature



Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:	Date			
HB 808	HLT, CPC/JU) 2	2-23-09		
□ The committee is reconsidering its prev	vious decision on the measure.				
	unamended (as is)	ss, with amendments (mmit for future public			
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. KARAMATSU, Jon Riki (C)	1			and the second se	
2. ITO, Ken (VC)				~	
3. BELATTI, Della Au					
4. CABANILLA, Rida					
5. CARROLL, Mele				1	
6. HERKES, Robert N.					
7. LUKE, Sylvia				1	
8. McKELVEY, Angus L.K.				1	
9. MIZUNO, John M.					
10. MORITA, Hermina M.				~	
11. OSHIRO, Blake K.					
12. SOUKI, Joseph M.					
13. TSUJI, Clift	/				
14. WAKAI, Glenn					
15. MARUMOTO, Barbara C.					
16. THIELEN, Cynthia	~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~				
TOTAL (16)	9	Ø	Ø	7	
The recommendation is: Ado If joint r		did not suppor	rt recommendation		
Vice Chair's or designee's signature:	face Kann				
Distribution: Original (White) – Commit	ttee Duplicate (Yellow) -	Chief Clerk's Office	Duplicate (Pi	ink) – HMSO	