STAND. COM. REP. NO.

3225

Honolulu, Hawaii

APR 0 5 2012

RE: H.B. No. 2232

H.D. 2 S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred H.B. No. 2232, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose and intent of this measure is to address the circumstances under which pelvic examinations may be performed by certain health care providers and students on anesthetized or unconscious female patients.

Your Committee received testimony in support of this measure from the Hawaii Medical Board, American Civil Liberties Union of Hawaii, Planned Parenthood of Hawaii, Hawaii Women's Coalition, and five private individuals.

Your Committee finds that this measure observes ethical consideration in health care by requiring the patient's prior informed consent for a pelvic examination. While your Committee recognizes that it is important for students to learn how to correctly perform pelvic examinations, it believes that all patients should be afforded the opportunity to give prior informed consent whenever possible and that pelvic examinations should only be performed under certain circumstances when informed consent cannot be obtained.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report,

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your Committee is in accord with the intent and purpose of H.B. No. 2232, H.D. 2, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Judiciary and Labor,

CLAYTON HEE, Chair

## The Senate Twenty-Sixth Legislature State of Hawaiʻi

## Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral:		Date	Date: /	
HB 2232, HOZ, SOI	HTH, JDL			3/27	12
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
SHIMABUKURO, Maile (VC)					
GABBARD, Mike					
IHARA, Jr., Les		V,			
SLOM, Sam					
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TOTAL		5			
Recommendation:					
Adopted Not Adopted					
Chair's or Designee's Signature:					
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Distribution: Original Yellow Pink Goldenrod					
File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

\*Only one measure per Record of Votes