

JAN 17 2014

A BILL FOR AN ACT

RELATING TO CHILDHOOD OBESITY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that childhood obesity is
2 a serious medical condition affecting the State's children and
3 adolescents. Childhood obesity often leads to health problems
4 that were once limited to adults such as diabetes, high blood
5 pressure, and high cholesterol. According to the Centers for
6 Disease Control and Prevention, body mass index is a reliable
7 indicator of body fat.

8 The purpose of this Act is to:

- 9 (1) Require primary care physicians and pediatricians to
10 administer an annual body mass index measurement to
11 children, beginning at the age of two years old, and
12 report the data to the department of health; and
13 (2) Establish mandatory coverage for body mass indexing
14 for patients age two to eighteen.

15 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
16 amended by adding a new section to be appropriately designated
17 and to read as follows:



1 **"§321- Body mass index measurement. (a) Primary care**
2 physicians and pediatricians shall provide an annual body mass
3 index measurement to every patient from age two to eighteen
4 years.

5 **(b) Physicians and pediatricians providing annual body**
6 mass index measurements shall annually report anonymous age and
7 body mass index statistics to the department of health, which
8 shall maintain a statistical database of pediatric body mass
9 indices by age for public health purposes.

10 **(c) As used in this section, unless the context otherwise**
11 requires, "body mass index" means the product of 703 and a
12 person's weight, in pounds, divided by the square of the
13 person's height, in inches."

14 SECTION 3. Chapter 431:10A, Hawaii Revised Statutes, is
15 amended by adding a new section to part I to be appropriately
16 designated and to read as follows:

17 **"§431:10A- Body mass index measurement. (a) All**
18 individual and group accident and health or sickness insurance
19 policies shall cover annual body mass index measurements, as
20 required by section 321- , for every insured from age two to
21 eighteen years.



1 (b) The term "body mass index" shall have the same meaning
2 as in section 321- ."

3 SECTION 4. Chapter 432, Hawaii Revised Statutes, is
4 amended by adding a new section to article 1 to be appropriately
5 designated and to read as follows:

6 **"§432:1- Body mass index measurement. (a) All**
7 individual and group hospital and medical service corporation
8 contracts shall cover annual body mass index measurements, as
9 required by section 321- , for every insured from age two to
10 eighteen years.

11 (b) The term "body mass index" shall have the same meaning
12 as in section 321- ."

13 SECTION 5. Section 432D-23, Hawaii Revised Statutes, is
14 amended to read as follows:

15 **"§432D-23 Required provisions and benefits.**
16 Notwithstanding any provision of law to the contrary, each
17 policy, contract, plan, or agreement issued in the State after
18 January 1, 1995, by health maintenance organizations pursuant to
19 this chapter, shall include benefits provided in sections
20 431:10-212, 431:10A-115, 431:10A-115.5, 431:10A-116, 431:10A-
21 116.2, 431:10A-116.5, 431:10A-116.6, 431:10A-119, 431:10A-120,



1 431:10A-121, 431:10A-122, 431:10A-125, 431:10A-126, [~~431:10A-~~
2 ~~122, and 431:10A-116.2,~~] and 431:10A- , and chapter 431M."

3 SECTION 6. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 7. This Act shall take effect on July 1, 2014;
6 provided that this Act shall apply to all health plan contracts
7 issued or renewed in this State on or after January 1, 2015.

8 INTRODUCED BY:

John M.

Angie L. Bell

Michael R.

Paul R.

Elizabeth Ann Anderson

Anna Thiel



S.B. NO. 2351

Report Title:

Child Obesity; Body Mass Index; Mandatory Coverage

Description:

Requires primary care physicians and pediatricians to provide an annual body mass index measurement to patients from age two to eighteen years. Requires primary care physicians and pediatricians to annually report anonymous age and body mass index statistics to the department of health. Requires health plans to cover expenses related to body mass index measurement.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

