

Honolulu, Hawaii

APR 28 2016

RE: S.B. No. 2317  
S.D. 2  
H.D. 1  
C.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2317, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Require the Director of Health to submit annual reports to the Legislature relating to child and maternal deaths and death reviews in the State;
- (2) Allow the Department of Health to conduct multidisciplinary and multiagency reviews of maternal deaths;
- (3) Require, upon written request from the Director of Health, all providers of health care or social services and county



and state agencies to disclose child death review information and to provide information or other materials relating to the condition and treatment of any person to the Department of Health, or its designee, for studies to reduce morbidity or mortality;

- (4) Allow the Department of Health to request certain information stored in electronic format or in paper copies, or gathered through interviews; and
- (5) Appropriate funds to the Department of Health to conduct child death reviews and implement a program to perform maternal death reviews.

Your Committee on Conference finds that comprehensive multidisciplinary reviews of child deaths are needed to understand risk factors, prevent future child deaths, and keep children in the State safe and healthy. Child death reviews provide in-depth, accurate, and timely information to assist with the administration of child health and protection programs and provide appropriate data reporting to federal and state agencies.

Your Committee on Conference further finds that comprehensive multidisciplinary reviews of maternal deaths are needed to understand risk factors for and prevent the deaths of mothers during pregnancy, labor, and the year following the birth of a child. This information would benefit policymakers and facilitate the establishment and administration of relevant programs.

Your Committee on Conference further finds that because comprehensive reviews of child and maternal deaths are a matter of ongoing concern and the program of reviews must be sustainable, funding to conduct child and maternal death reviews is necessary not only in the current biennium, but in subsequent biennia as well.

Your Committee on Conference has amended this measure by:

- (1) Repealing section 321-345, Hawaii Revised Statutes (HRS), and inserting similar contents related to the use of child death review information into section 321-343, HRS;
- (2) Further amending section 321-343, HRS, by adding provisions related to compliance with state and federal privacy statutes and regulations, use of child death review information, and liability protections and safeguards to privacy and confidentiality;



- (3) Specifying that the Department of Health may conduct multidisciplinary and multiagency reviews of maternal deaths to reduce the incidence of preventable maternal deaths;
- (4) Amending section 324-1, HRS, to add provisions regarding the disclosure of information or other data or material to the Department of Health, or its designee, for reducing maternal morbidity or mortality; access to medical records and interviews with hospital employees; compliance with state and federal privacy statutes and regulations; and liability protections and safeguards to privacy and confidentiality;
- (5) Inserting an appropriation amount of \$150,000 for the Department of Health to conduct child death reviews and implement a program for the performance of maternal death reviews;
- (6) Changing the effective date to July 1, 2016; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2317, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2317, S.D. 2, H.D. 1, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
DELLA AU BELATTI, Co-Chair

  
ROSALYN H. BAKER, Chair

  
AARON LING JOHANSON, Co-Chair


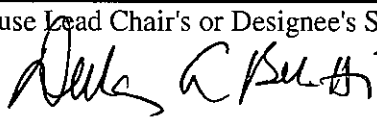
  
SUZANNE CHUN OAKLAND, Co-Chair



Hawaii State Legislature

CCR 15-16

Record of Votes of a  
Conference Committee

Bill / Concurrent Resolution No.: <b>SB 2317, SD 2, HD 1</b>					Date/Time: <b>4/21/16 10:05AM</b>				
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).									
<input type="checkbox"/> The Committee is reconsidering its previous decision.									
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
BAKER, Rosalyn H., Chr.	✓				BELATTI, Della Au, Co-Chr.	✓			
CHUN OAKLAND, Suzanne, Co-Chr.	✓				JOHANSON, Aaron Ling, Co-Chr.	✓			
KIDANI, Michelle N.	✓				CREAGAN, Richard P.	✓			
					TUPOLA, Andria P.L.				✓
TOTAL	3	-	-	-	TOTAL	3	-	-	1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused		
Senate Recommendation is:					House Recommendation is:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
									
<div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> <b>Distribution:</b>            Original  <i>File with Conference Committee Report</i> </div> <div style="text-align: center;"> <b>Yellow</b>  <i>House Clerk's Office</i> </div> <div style="text-align: center;"> <b>Pink</b>  <i>Senate Clerk's Office</i> </div> <div style="text-align: center;"> <b>Goldenrod</b>  <i>Drafting Agency</i> </div> </div>									