

Honolulu, Hawaii

FEB 20 2015

RE: S.B. No. 301  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committees on Health and Commerce and Consumer  
Protection, to which was referred S.B. No. 301 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

beg leave to report as follows:

The purpose and intent of this measure is to require entities that offer or renew health plans on or after January 1, 2017, to make available a complete and updated formulary to enrollees, potential enrollees, and providers.

Your Committees received testimony in support of this measure from the Hawaii Medical Association, American Cancer Society Cancer Action Network, National Kidney Foundation of Hawaii, Neuropathy Action Foundation, Hawaii Community Pharmacists Association, Arthritis Foundation, GBS/CIDP Foundation International, Epilepsy Foundation of Hawaii, Leukemia and Lymphoma Society, and Pharmaceutical Research and Manufacturers of America. Your Committees received testimony in opposition to this measure from the Hawaii Medical Service Association. Your Committees received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committees find that drug formularies are increasingly complex but are vitally important for patients with chronic conditions to understand. Persons living with chronic conditions currently have difficulty obtaining information needed to confirm which drugs are covered, unavailable, or difficult to access.



This measure provides transparency and helps patients obtain insurance that fits their needs.

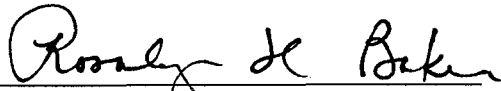
Your Committees have amended this measure by:

- (1) Specifying that the formulary requirements apply to accident and health or sickness insurance plans for comprehensive medical plans issued or renewed on or after January 1, 2017;
- (2) Increasing the time in which insurers must update the formulary on the insurer's website after making a change from twenty-four hours to seventy-two hours;
- (3) Amending language to require a standard formulary template be used for formularies for each product offered by the insurer's plan;
- (4) Specifying the information that must be included in the standard formulary template for insurers;
- (5) Inserting language to allow the Insurance Commissioner to develop a standard formulary template for insurers; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.


As affirmed by the records of votes of the members of your Committees on Health and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 301, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 301, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on  
behalf of the members of the  
Committees on Health and  
Commerce and Consumer  
Protection,



ROSALYN H. BAKER, Chair



JOSH GREEN, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

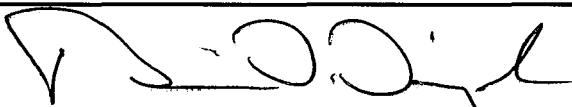
**Record of Votes**  
**Committee on Health**  
**HTH**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 301</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">HTH/CPN, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/10/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GREEN, Josh (C)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
GABBARD, Mike				✓
RIVIERE, Gil	✓			
RUDERMAN, Russell E.				✓
SLOM, Sam	✓			
TOTAL	5	<del>0</del>	<del>0</del>	2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted         <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature:				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div><b>Distribution:</b></div> <div>             Original File with Committee Report           </div> <div>             Yellow Clerk's Office           </div> <div>             Pink Drafting Agency           </div> <div>             Goldenrod Committee File Copy           </div> </div>				

**\*Only one measure per Record of Votes**

The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 301</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">HTH/CPN, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/10/15</div>		
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The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
KAHELE, Gilbert	✓			
KIDANI, Michelle N.				✓
NISHIHARA, Clarence K.	✓			
WAKAI, Glenn	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	6	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-left: 50px;">  </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 2px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

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