
A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. The Hawaii Revised Statutes is amended by
2 adding a new chapter to be appropriately designated and to read
3 as follows:

4 **"CHAPTER HEALTH INFORMATION EXCHANGE.**

5 § -1 **Definitions.** As used in this chapter:

6 "De-identified protected health information" has the same
7 meaning as in 45 Code of Federal Regulations section 164.514(a),
8 as may be amended.

9 "Health information" has the same meaning as 45 Code of
10 Federal Regulations section 160.103, as may be amended.

11 "Health information exchange" means a secure interoperable
12 database operated and maintained by the state designated entity
13 that houses the complete and accurate medical records of each
14 patient receiving treatment at a health care or wellness service
15 provider in the State.

16 "Social determinants of health" are the conditions in the
17 environments where people are born, live, learn, work, play,



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1 worship, and age that affect a wide range of health,
2 functioning, and quality-of-life outcomes and risks.

3 "State designated entity" is an entity designated by the
4 State as the entity responsible for developing and maintaining a
5 secure interoperable data exchange to facilitate the movement
6 and use of health information organizations according to
7 nationally recognized standards.

8 "Wellness service provider" means an entity or individual
9 that provides patients with a holistic health care approach or
10 alternative services or methods of care.

11 **§ -2 Health data collection; storage.** (a) A state
12 designated entity shall develop and maintain a secure electronic
13 gateway and health information exchange.

14 (b) All entities delivering health and wellness services
15 operating in the State shall submit a complete and accurate
16 record of each patient's health care and wellness related
17 treatments to the state designated entity for inclusion in the
18 health information exchange.

19 (c) Medical records transmitted to or from the health
20 information repository shall comply with all relevant state and
21 federal laws, including but not limited to the Health Insurance



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1 Portability and Accountability Act of 1996, P.L. 104-191, and
2 the 21st Century Cures Act of 2016, P.L. 144-255.

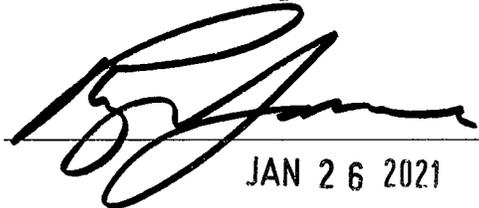
3 (d) Health care or wellness service providers that address
4 social determinants of health shall make information collected
5 relating to the social determinants of health available to the
6 state designated entity.

7 § -3 Use of collected health data. Entities that
8 provide health care and wellness services may use the
9 information provided to or from the state designated entity to
10 establish patient portals that allow patients to access their
11 protected health information."

12 SECTION 2. This Act shall take effect on July 1, 2021.

13

INTRODUCED BY:



JAN 26 2021



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Report Title:

Health Information Exchange; Designated State Entity; Health Information Data Collection

Description:

Requires all health care and wellness service providers to submit health information to a health information exchange, to be operated and maintained by a state designated entity, for the purposes of facilitating the use and movement of health information among organizations.

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