STAND. COM. REP. NO. [083]

Honolulu, Hawaii

MAR 0.3 ' 2023

RE: H.B. No. 650

H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 650, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this measure is to amend the Our Care, Our Choice Act to:

- (1) Authorize advanced practice registered nurses to practice medical aid in dying in accordance with their scope of practice and prescribing authority;
- (2) Authorize advanced practice registered nurses with a psychiatric or clinical nurse specialization to provide counseling to a qualified patient;
- (3) Reduce the mandatory waiting period between oral requests from twenty days to five days; and
- (4) Provide an expedited pathway for terminally ill qualified patients who are not expected to survive the mandatory waiting period.

Your Committee received testimony in support of this measure from the Department of Health, Board of Nursing, Hawai'i

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Association of Professional Nurses, Compassion & Choices, Hawai'i Pacific Health, Stonewall Caucus of the Democratic Party of Hawai'i, Hawaii Society of Clinical Oncology, Hawai'i Psychological Association, The Hawaiian Islands Association for Marriage and Family Therapy, and numerous individuals. Your Committee received testimony in opposition to this measure from Hawaii Family Forum and three individuals. Your Committee received comments on this measure from the Hawai'i State Center for Nursing.

Your Committee finds that the Our Care, Our Choice Act allows mentally capable, terminally ill adults with six months or less to live to voluntarily request and receive prescription medication that allows the person to die in a peaceful, humane, and dignified manner. However, because of the State's unique geography and ongoing physician shortage, qualified terminally ill adults are finding difficulty in receiving medical aid in dying. This measure increases access to medical aid in dying for qualified terminally ill patients by reducing the mandatory waiting period and authorizing appropriately qualified advanced practice registered nurses to administer medical aid in dying.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 650, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 650, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary & Hawaiian Affairs,

DAVID A. TARNAS, Chair

State of Hawaii House of Representatives The Thirty-second Legislature

145CR 1083

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 650, HD 1	Committee Referral:	CPC, JHA Date	:: 2/24/202	12
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold				
Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)				
2. TAKAYAMA, Gregg (VC)			ATTINASSINEETISKA	
3. GANADEN, Sonny			rak - Daga	N-52 - 25.51
4. HOLT, Daniel				
4. HOLT, Daniel				
5. HASHIMOTO, Troy N.				Maria de la composición del composición de la co
6. ICHIYAMA, Linda	<u></u>			
7. ILAGAN, Greggor				
			7 157g/278 1 447.17	
8. KONG, Sam Satoru				P-4-1
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9. MIZUNO, John M.		FIRST CONTRACTOR SHEET OF CHARLES		d (2005-5-79)
10. SOUZA, Kanani		- <u>.</u>		 :
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TOTAL (10)	8		1	
The recommendation is: Adopted				
committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				