



# GOV. MSG. NO. 1223

EXECUTIVE CHAMBERS  
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA

June 28, 2024

The Honorable Ronald D. Kouchi  
President of the Senate,  
and Members of the Senate  
Thirty-Second State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki  
Speaker, and Members of the  
House of Representatives  
Thirty-Second State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 28, 2024, the following bill was signed into law:

SB3123 SD2 HD1 CD1

RELATING TO ACCESS TO VITAL  
RECORDS FOR THE DEPARTMENT OF  
HAWAIIAN HOME LANDS.  
**ACT 122**

Sincerely,

Josh Green, M.D.  
Governor, State of Hawai'i

on JUN 28 2024

THE SENATE  
THIRTY-SECOND LEGISLATURE, 2024  
STATE OF HAWAII

**S.B. NO.** 3123  
S.D. 2  
H.D. 1  
C.D. 1

# A BILL FOR AN ACT

RELATING TO ACCESS TO VITAL RECORDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS.

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

1           SECTION 1. Section 338-18, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3           "(b) The department of health shall not permit inspection  
4 of public health statistics records, or issue a certified copy  
5 of any record or part thereof, unless it is satisfied that the  
6 applicant has a direct and tangible interest in the record. The  
7 following persons or agencies shall be considered to have a  
8 direct and tangible interest in a public health statistics  
9 record:

- 10           (1) The registrant;
- 11           (2) The spouse of the registrant;
- 12           (3) A parent of the registrant;
- 13           (4) A descendant of the registrant;
- 14           (5) A person having a common ancestor with the registrant;
- 15           (6) A legal guardian of the registrant;
- 16           (7) A person or agency acting on behalf of the registrant;



- 1 (8) A personal representative or trustee of the  
2 registrant's estate or trust;
- 3 (9) A person whose right to inspect or obtain a certified  
4 copy of the record is established by an order of a  
5 court of competent jurisdiction;
- 6 (10) Adoptive parents who have filed a petition for  
7 adoption and who need to determine the death of one or  
8 more of the prospective adopted child's natural or  
9 legal parents;
- 10 (11) A person who needs to determine the marital status of  
11 a former spouse to determine the payment of alimony;
- 12 (12) A person, an agency, or a beneficiary of a will or  
13 trust who needs to determine the death of a co-owner  
14 of property; [~~and~~]
- 15 (13) A person or agency who seeks access to vital  
16 statistics records for a public health purpose, as  
17 reviewed by the department of health's institutional  
18 review committee and approved by the director of  
19 health[-]; and
- 20 (14) The department of Hawaiian home lands for purposes of  
21 verifying eligibility for native Hawaiian beneficiary



1           programs with the permission of the registrant or the  
2           descendants of the registrant; provided that the  
3           department of health and department of Hawaiian home  
4           lands shall enter into a memorandum of agreement to  
5           ensure appropriate handling of records before allowing  
6           the department of Hawaiian home lands to access the  
7           subject records."

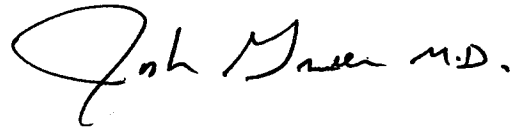
8           SECTION 2. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

10          SECTION 3. This Act shall take effect upon its approval.



S.B. NO. 3123  
S.D. 2  
H.D. 1  
C.D. 1

APPROVED this **28th** day of **June**, 2024


A handwritten signature in black ink that reads "Josh Green M.D." in a cursive style.


GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAI'I**

Date: May 1, 2024  
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2024.

  
President of the Senate

  
Clerk of the Senate

SB No. 3123, SD 2, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 2024  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2024.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives