
A BILL FOR AN ACT

RELATING TO VIRAL HEPATITIS.

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

1 SECTION 1. The legislature finds that the department of
2 health reports that hepatitis B and C viral infections are
3 associated with earlier deaths and higher death rates in Hawaii.
4 Each year from 2000 to 2020, mortality rates associated with
5 hepatitis B were higher in Hawaii compared to the entire United
6 States, with three times higher death rates in 2019 alone.
7 These death rates were notably higher among Asian and Pacific
8 Islander residents compared to the rest of the State.
9 Furthermore, from 2018-2021, most residents with hepatitis C
10 (eighty-eight per cent) died before reaching average life
11 expectancy for the rest of the State. These deaths continue to
12 occur in Hawaii despite the availability of effective tools to
13 prevent, treat, and even cure these infections. To address the
14 burden of viral hepatitis in Hawaii, the department of health
15 has successfully leveraged community and state partnerships to
16 convene the "Hep Free 2030: The Hawai'i Hepatitis Elimination
17 Strategy 2020-2030." The coalition has made progress towards



1 eliminating viral hepatitis by focusing on five priority areas:
2 awareness and education; access to services; advocacy at all
3 levels; equity in everything; and data for decision-making. In
4 2021, the legislature adopted House Concurrent Resolution No.
5 59, H.D. 1, which found that continued coordination and ongoing
6 efforts are needed to further implement the statewide strategy
7 to eliminate viral hepatitis types A, B, and C in Hawaii.
8 However, there has been no state funding dedicated to the
9 prevention, management, and treatment of viral hepatitis
10 infections.

11 Accordingly, the purpose of this Act is to expand the
12 State's capacity to address preventable morbidity and mortality
13 from viral hepatitis among Hawaii residents through established
14 and innovative public health interventions.

15 SECTION 2. Chapter 325, Hawaii Revised Statutes, is
16 amended by adding four new sections to part V to be
17 appropriately designated and to read as follows:

18 "§325- Definitions. As used in this part:

19 "Department" means the department of health.

20 §325- Hepatitis prevention program. (a) The department
21 may establish and administer a hepatitis prevention program to



1 prevent morbidity and mortality among Hawaii residents due to
2 hepatitis B and hepatitis C.

3 (b) The hepatitis prevention program shall prioritize:

4 (1) Hepatitis awareness and education;

5 (2) Increasing access to services;

6 (3) Assuring health equity and addressing the social
7 determinants of health as they relate to hepatitis;

8 and

9 (4) The collection, analysis, and reporting of relevant
10 data to support hepatitis prevention and treatment.

11 **§325- Awareness and education.** The department shall
12 develop and implement throughout the State an educational
13 program for the purpose of informing the community how to
14 identify and prevent hepatitis and aid in its early diagnosis.
15 In furtherance of the hepatitis prevention program, the
16 department may assist and cooperate with any or all territorial,
17 state, and national organizations conducting educational
18 programs for the prevention and control of hepatitis.

19 **§325- Prevention plan; screening; treatment support.**

20 The department shall develop a statewide, comprehensive
21 hepatitis prevention plan. The plan shall include hepatitis



1 screening and services to support individuals with hepatitis to
2 access care and treatment. The department may work with other
3 government agencies, health care providers, health insurers, and
4 community stakeholders to improve overall rates of screening,
5 diagnosis, and treatment of hepatitis."

6 SECTION 3. Section 325-92, Hawaii Revised Statutes, is
7 amended to read as follows:

8 "~~{}~~**§325-92**~~}~~ **Prenatal hepatitis B screening and**
9 **treatment of newborns.** The department [~~of health~~] may adopt
10 rules necessary to provide appropriate hepatitis B screening of
11 pregnant women, including reporting and follow-up procedures for
12 newborns of hepatitis B carrier mothers. [~~The department may~~
13 ~~provide medications necessary for the treatment of newborns of~~
14 ~~indigent and medically indigent carrier mothers.]"~~

15 SECTION 4. Section 325-91, Hawaii Revised Statutes, is
16 repealed.

17 [~~"§325-91 Blood transfusion; hepatitis.~~] In the
18 ~~procuring, furnishing, donating, processing, distributing or~~
19 ~~using of human whole blood, plasma, blood products or blood~~
20 ~~derivatives for the purpose of injecting or transfusing in the~~
21 ~~human body, there shall be no implied warranty that the blood,~~



1 ~~plasma, products or derivatives are free from the virus of serum~~
2 ~~hepatitis as long as there is no known scientific test to detect~~
3 ~~the virus of serum hepatitis."]~~

4 SECTION 5. There is appropriated out of the general
5 revenues of the State of Hawaii the sum of \$ _____ or so
6 much thereof as may be necessary for fiscal year 2025-2026 and
7 the same sum or so much thereof as may be necessary for fiscal
8 year 2026-2027 for the establishment and implementation of the
9 hepatitis prevention program, including the establishment of the
10 following positions within the department of health:

- 11 (1) One full-time equivalent (1.0 FTE) program specialist
12 V position;
- 13 (2) One full-time equivalent (1.0 FTE) epidemiological
14 specialist position; and
- 15 (3) One full-time equivalent (1.0 FTE) office assistant
16 III position.

17 The sums appropriated shall be expended by the department
18 of health for the purposes of this Act.

19 SECTION 6. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.



1 SECTION 7. This Act shall take effect on December 31,
2 2050.



Report Title:

DOH; Viral Hepatitis; Hepatitis Prevention Program; Prevention; Awareness; Education; Screenings; Treatment Support; Positions; Appropriations

Description:

Establishes and appropriates funds for a Hepatitis Prevention Program within the Department of Health. Repeals the authority given to the Department of Health to provide medications for the treatment of certain newborns. Repeals the no implied warranty provision for blood injections and transfusions with regard to the serum hepatitis virus. Establishes positions. Appropriates funds. Effective 12/31/2050. (SD1)

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