

ACT 32

H.B. NO. 935

A Bill for an Act Relating to Health.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 321, Hawaii Revised Statutes, is amended by amending Part X to read as follows:

“PART X. [VENEREAL] SEXUALLY TRANSMITTED DISEASES”

[[§321-111]] [Venereal] Sexually transmitted disease prevention program. (a) The departments of health and education shall cooperate with each other and other public and private authorities as they may deem advisable for the education of minors and members of the general public on [venereal disease] sexually transmitted diseases and the prevention of [venereal disease.] sexually transmitted diseases. For the purpose of this section, “minor” means any person fourteen years of age or older and under the age of majority.

(b) The department of health shall formulate, supervise, and coordinate throughout the State an educational program for the purposes of preventing [venereal disease.] sexually transmitted diseases, instructing the general public in detecting the diseases, and encouraging early treatment.

(c) The information shall be made available upon request to all minors and members of the general public without parental consent and the information shall be distributed to all public school counselors requesting educational materials concerning [venereal] sexually transmitted disease prevention, detection, and treatment.

[[§321-115]] Prophylactics. (a) As used in this section “prophylactic” means any device or appliance used or to be used for the prevention of [venereal disease.] sexually transmitted diseases.

(b) No person shall publicly vend prophylactics in mechanical coin-oper-

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ated machines unless the person shall have obtained a permit from the department of health. The department of health shall adopt rules and charge fees to regulate the sale of prophylactics through vending machines and require that they be stocked with adequately labeled and scientifically approved devices only.

(c) It shall be unlawful for any person to vend prophylactics in mechanical coin-operated machines on the premises of any school in this State. The term "school" as used herein shall have the same meaning as defined by section 297-1."

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 18, 1991.)