



GOV. MSG. NO. 1313

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 2, 2015

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

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

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

This is to inform you that on July 2, 2015, the following bill was signed into law:

HB467 HD1 SD1

RELATING TO HEALTH
ACT 212 (15)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

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SENATE
OFFICE OF THE PRESIDENT

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RECEIVED
THE SENATE
CLERK'S OFFICE
STATE OF HAWAII

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A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. The legislature finds that congenital heart
2 defects are structural abnormalities of the heart that are
3 present at birth and are the number one killer of infants with
4 birth defects. Congenital heart defects range in severity, from
5 simple problems such as holes between chambers of the heart, to
6 severe malformations such as the complete absence of one or more
7 chambers or valves. Some congenital heart defects can cause
8 severe or life-threatening symptoms that require intervention
9 within the first few days of life.

10 Pulse oximetry is a non-invasive test that estimates the
11 percentage of hemoglobin in blood that is saturated with oxygen.
12 When performed on newborns in birthing facilities, pulse
13 oximetry is effective at detecting critical, life-threatening
14 congenital heart defects, which otherwise go undetected by
15 current screening methods. The legislature finds that many
16 newborn lives can potentially be saved by earlier detection and
17 treatment of congenital heart defects if birthing facilities in
18 the State are required to perform this simple, non-invasive



1 newborn screening in conjunction with current congenital heart
2 disease screening methods.

3 The purpose of this Act is to require birthing facilities
4 to perform a pulse oximetry test or other medically accepted
5 test that measures the percentage of blood oxygen saturation.

6 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
7 amended by adding a new section to be appropriately designated
8 and to read as follows:

9 "§321- Newborn pulse oximetry screening. (a) Prior to
10 discharge of any newborn in its care, a birthing facility shall
11 perform on the newborn a pulse oximetry test for critical
12 congenital heart defects or other medically accepted test that
13 measures the percentage of blood oxygen saturation, as approved
14 by the guidelines of the American Academy of Pediatrics.

15 (b) Subsection (a) shall not apply if the parents,
16 guardians, or other persons having custody or control of the
17 newborn object to performance of the test required by subsection
18 (a) on the grounds that the test conflicts with their religious
19 tenets and beliefs and written objection is made a part of the
20 newborn's medical record.



1 (c) Each birthing facility shall report critical
2 congenital heart defect screening data to the department of
3 health for quality assurance and improvement activities. At a
4 minimum, the data shall include:

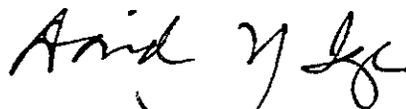
- 5 (1) Newborns screened and not screened;
- 6 (2) The timing of screening after birth;
- 7 (3) Pulse oximetry results;
- 8 (4) The outcomes of newborns who fail pulse oximetry
9 screening; and
- 10 (5) Infants who are detected with a critical congenital
11 heart defect and who pass pulse oximetry screening.

12 (d) For the purposes of this section, "birthing facility"
13 means an inpatient or ambulatory health care facility licensed
14 by the department of health that provides birthing and newborn
15 care services."

16 SECTION 3. New statutory material is underscored.

17 SECTION 4. This Act shall take effect on July 1, 2015.

APPROVED this 2 day of JUL , 2015



GOVERNOR OF THE STATE OF HAWAII

