



EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE  
GOVERNOR

GOV. MSG. NO. **603**

May 2, 2006

The Honorable Robert Bunda, President  
and Members of the Senate  
Twenty-Third State Legislature  
State Capitol, Room 003  
Honolulu, Hawaii 96813

Dear Mr. President and Members of the Senate:

I am transmitting herewith HB1155 HD1 SD2, without my approval, and with the statement of objections relating to the measure.

HB1155 HD1 SD2

A BILL FOR AN ACT RELATING TO NATUROPATHY.

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle", written in a cursive style.

LINDA LINGLE

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## A BILL FOR AN ACT

RELATING TO NATUROPATHY.

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

1 SECTION 1. Chapter 455, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:

4 "§455- Authority to administer natural medicines by  
5 injection. The board by rule shall:

6 (1) Adopt a formulary of natural medicines that  
7 naturopaths may administer by injection;

8 (2) Establish the qualifications necessary to administer  
9 natural medicines by injection; and

10 (3) Grant the authority to qualified naturopaths to  
11 administer natural medicines by injection."

12 SECTION 2. Section 455-1, Hawaii Revised Statutes, is  
13 amended by amending the definition of "naturopathy" to read as  
14 follows:

15 ""Naturopathy" means the practice of:

16 (1) Natural medicine, natural therapeutics, and natural  
17 procedures, for the purpose of removing toxic  
18 conditions from the body and improving the quality,



1 quantity, harmony, balance, and flow of the vital  
2 fluids, vital tissues, and vital energy; and  
3 (2) Diagnosing, treating, and caring for patients using a  
4 system of practice that bases its treatment of  
5 physiological functions and abnormal conditions on  
6 natural laws governing the human body: [~~utilizing~~]  
7 using physiological, psychological, and mechanical  
8 methods, such as air, water, light, sunshine, heat,  
9 [~~and~~] cold, earth, phytotherapy, physiotherapy,  
10 mechano-therapy, naturopathic corrections and  
11 manipulation, and natural methods or modalities,  
12 together with natural or homeopathic medicines,  
13 natural foods, [~~and~~] herbs, and nature's remedies of  
14 the type taught in education and training at  
15 naturopathic medical colleges.  
16 The practice of naturopathy includes the administration of  
17 natural medicines using appropriate methods, including injection  
18 as authorized by the board. The practice of naturopathy  
19 excludes surgery, application of x-rays, and prescribing,  
20 dispensing, or using prescription drugs except as provided for  
21 in the definition of natural medicine."

1 SECTION 3. (a) The department of commerce and consumer  
2 affairs shall establish a temporary advisory committee on the  
3 administration of natural medicines by injection. The advisory  
4 committee shall be composed of:

5 (1) Two persons licensed as naturopathic physicians under  
6 chapter 455 and appointed by the board of examiners in  
7 naturopathy;

8 (2) One person licensed in medicine under chapter 453 and  
9 appointed by the board of medical examiners; and

10 (3) One person licensed as a pharmacist under chapter 461  
11 and appointed by the board of pharmacy.

12 (b) The temporary advisory committee on the administration  
13 of natural medicines by injection shall, at minimum, collect  
14 pertinent curriculum and clinical information from all schools  
15 of naturopathy accredited by, or that have received candidacy  
16 status with, a regional or national accrediting body recognized  
17 by the United States Department of Education.

18 (c) The temporary advisory committee on the administration  
19 of natural medicines by injection shall develop and submit  
20 recommendations to the board of examiners in naturopathy on:

21 (1) A formulary of natural medicines that naturopaths may  
22 administer by injection; and

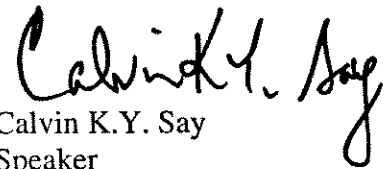




**THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII**

Date: April 17, 2006  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill on this day passed Final Reading in the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006.



Calvin K.Y. Say  
Speaker  
House of Representatives



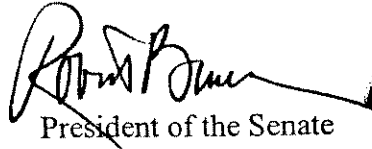
Patricia Mau-Shimizu  
Chief Clerk  
House of Representatives

H.B. No. 1155, H.D. 1, S.D. 2

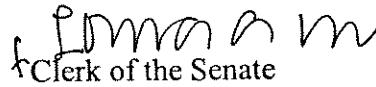
**THE SENATE OF THE STATE OF HAWAII**

Date: April 11, 2006  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Twenty-third Legislature of the State of Hawaii, Regular Session of 2006.



President of the Senate



Clerk of the Senate

EXECUTIVE CHAMBERS

HONOLULU

May 2, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1155

Honorable Members  
Twenty-Third Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1155, entitled "A Bill for an Act Relating to Naturopathy."

The purpose of this bill is to require the Board of Examiners in Naturopathy to adopt a formulary and qualifications for administering natural medicines by injection and to grant to qualified naturopaths the authority to administer natural medicines by injection.

This bill is objectionable because it does not provide adequate protection for the health and safety of the public. While the practice of naturopathic medicine has a long history and the administration of "natural medicines" by injection is part of that history, this bill does not sufficiently define "natural medicine." Although naturopaths would not have access to substances controlled under chapter 329 (Uniform Controlled Substances Act), Hawaii Revised Statutes, or prescription drugs under the purview of chapter 328 (Food, Drugs, and Cosmetics), Hawaii Revised Statutes, there are many substances on the market that are not controlled by law or regulated by the United States Food and Drug Administration and that are touted as "natural." The injection of some of these substances may cause serious harm or death to recipients of such injections.

Additionally, this bill provides that a temporary advisory committee on the administration of natural medicines by injection be formed to recommend to the Board of Examiners in



STATEMENT OF OBJECTIONS  
HOUSE BILL NO. 1155  
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Naturopathy a formulary of natural medicines that naturopaths may administer by injection and the qualifications necessary for administering natural medicines by injection. This committee would be composed of two persons licensed as naturopathic physicians under chapter 455 (Naturopathy), Hawaii Revised Statutes, and appointed by the Board of Examiners in Naturopathy; one person licensed in medicine under chapter 453 (Medicine and Surgery), Hawaii Revised Statutes, and appointed by the Board of Medical Examiners; and one person licensed as a pharmacist under chapter 461 (Pharmacists and Pharmacy), Hawaii Revised Statutes, and appointed by the Board of Pharmacy. The temporary committee's recommendations would be acted upon by the Board of Examiners in Naturopathy, composed of three naturopathic physicians and two public members. Thus, the determination of what constitutes a "natural medicine," as well as the qualifications necessary to inject those substances into patients, would be primarily the decision of naturopaths themselves.

It would be preferable that any formulary of injectable "natural medicines" and the qualifications to administer by injection be overseen by medical doctors, as is the case with nurses.

For the foregoing reasons, I am returning House Bill No. 1155 without my approval.

Respectfully,



LINDA LINGLE  
Governor of Hawaii