
A BILL FOR AN ACT

RELATING TO ADVANCED PRACTICE REGISTERED NURSES.

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

1 SECTION 1. Chapter 431, article 10A, Hawaii Revised
2 Statutes, is amended by adding a new section to be appropriately
3 designated and to read as follows:

4 "§431:10A- Primary care provider; advanced practice
5 registered nurse. (a) Each policy of accident and health or
6 sickness insurance delivered or issued for delivery in this
7 state shall recognize advanced practice registered nurses as
8 defined under section 457-8.5 as participating providers and
9 shall include coverage for care provided by participating
10 advanced practice registered nurses practicing within the scope
11 of their licenses for purposes of health maintenance, diagnosis,
12 or treatment to the extent that the policy provides benefits for
13 identical services rendered by another health care provider.

14 (b) Notwithstanding any other law to the contrary, an
15 insurer shall provide its insured with an opportunity to select
16 a participating advanced practice registered nurse as a primary
17 care provider, if the insured's policy requires the selection of



1 a primary care provider, and shall include participating
2 advanced practice registered nurses on any publicly available
3 list of participating primary care providers."

4 SECTION 2. Chapter 432, article 1, Hawaii Revised
5 Statutes, is amended by adding a new section to be appropriately
6 designated and to read as follows:

7 **"§432:1- Primary care provider; advanced practice**
8 **registered nurse.** (a) Each policy of insurance delivered or
9 issued for delivery in this state by a mutual benefit society
10 shall recognize advanced practice registered nurses as defined
11 under section 457-8.5 as participating providers and shall
12 include coverage for care provided by participating advanced
13 practice registered nurses practicing within the scope of their
14 licenses for purposes of health maintenance, diagnosis, or
15 treatment to the extent that the policy provides benefits for
16 identical services rendered by another health care provider.

17 (b) Notwithstanding any other law to the contrary, mutual
18 benefit societies shall provide their members with an
19 opportunity to select a participating advanced practice
20 registered nurse as a primary care provider, if the member's
21 policy requires the selection of a primary care provider, and
22 shall include participating advanced practice registered nurses



1 on any publicly available list of participating primary care
2 providers."

3 SECTION 3. Chapter 432, article 2, Hawaii Revised
4 Statutes, is amended by adding a new section to be appropriately
5 designated and to read as follows:

6 "**§432:2- Primary care provider; advanced practice**
7 **registered nurse.** (a) Each policy of insurance delivered or
8 issued for delivery in this state by a fraternal benefit society
9 shall recognize advanced practice registered nurses as defined
10 under section 457-8.5 as participating providers and shall
11 include coverage for care provided by participating advanced
12 practice registered nurses practicing within the scope of their
13 licenses for purposes of health maintenance, diagnosis, or
14 treatment to the extent that the policy provides benefits for
15 identical services rendered by another health care provider.

16 (b) Notwithstanding any other law to the contrary,
17 fraternal benefit societies shall provide their members with an
18 opportunity to select a participating advanced practice
19 registered nurse as a primary care provider, if the member's
20 policy requires the selection of a primary care provider, and
21 shall include participating advanced practice registered nurses



1 on any publicly available list of participating primary care
2 providers."

3 SECTION 4. Chapter 432D, Hawaii Revised Statutes, is
4 amended by adding a new section to be appropriately designated
5 and to read as follows:

6 **"§432D- Primary care provider; advanced practice**
7 **registered nurse.** (a) Each policy of insurance delivered or
8 issued for delivery in this state by a health maintenance
9 organization shall recognize advanced practice registered nurses
10 as defined under section 457-8.5 as participating providers and
11 shall include coverage for care provided by participating
12 advanced practice registered nurses practicing within the scope
13 of their licenses for purposes of health maintenance, diagnosis,
14 or treatment to the extent that the policy provides benefits for
15 identical services rendered by another health care provider.

16 (b) Notwithstanding any other law to the contrary, health
17 maintenance organizations shall provide their members with an
18 opportunity to select a participating advanced practice
19 registered nurse as a primary care provider, if the member's
20 policy requires the selection of a primary care provider, and
21 shall include participating advanced practice registered nurses



1 on any publicly available list of participating primary care
2 providers."

3 SECTION 5. Chapter 457, Hawaii Revised Statutes, is
4 amended by adding a new section to be appropriately designated
5 and to read as follows:

6 "§457- Signature authority. Notwithstanding any law to
7 the contrary, advanced practice registered nurses shall be
8 authorized to sign, certify, or endorse all documents relating
9 to health care for their patients, including but not limited to
10 workers' compensation verification documents, verification and
11 evaluation forms of the department of human services,
12 verification and evaluation forms of the department of
13 education, verification and authorization forms from the
14 department of health, and physical examination forms; provided
15 that:

16 (1) Nothing in this section shall be construed to expand
17 the scope of practice of advanced practice registered
18 nurses; and

19 (2) This section shall not apply to a certificate of
20 disability that may be used to obtain parking
21 privileges for disabled persons pursuant to part III
22 of chapter 291."



1 SECTION 6. Section 457-2, Hawaii Revised Statutes, is
2 amended by amending the definition of "advanced practice
3 registered nurse" to read as follows:

4 "Advanced practice registered nurse" means a registered
5 nurse who has met the qualifications for advanced practice
6 registered nurse set forth in this chapter and through rules of
7 the board, which shall include [~~educational requirements.~~] the
8 following:

- 9 (1) Has completed an accredited graduate-level education
10 program leading to a degree or certification as a
11 certified registered nurse anesthetist, a certified
12 nurse midwife, a clinical nurse specialist, or a
13 certified nurse practitioner; or
- 14 (2) Has passed a national certification examination that
15 measures role and population-focused competencies;
- 16 (3) Maintains continued competencies through
17 recertification in role and population competencies
18 through the national certification program;
- 19 (4) Has acquired advanced clinical knowledge and skills
20 preparing the nurse to provide direct care to patients
21 through a significant educational and practical
22 concentration on the direct care of patients;



1 (5) Demonstrates a greater breadth of knowledge, a greater
2 synthesis of data, greater complexity of skills and
3 interventions, and greater role autonomy than
4 demonstrated by a registered nurse;

5 (6) Has been educationally prepared to assume
6 responsibility and accountability for health promotion
7 and maintenance and to assess, diagnose, and manage
8 patient problems through the use and prescription of
9 pharmacologic and nonpharmacologic interventions; and

10 (7) Has clinical experience of sufficient depth and
11 breadth to reflect the intended license.

12 "Advanced practice registered nurse" also includes any
13 person holding a current, unencumbered recognition by the board
14 as an advanced practice registered nurse as of June 30, 2009."

15 SECTION 7. Section 457-8.6, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§457-8.6 Prescriptive authority for advanced practice**
18 **registered nurses.** (a) The board shall grant prescriptive
19 authority to qualified or currently recognized, or both,
20 advanced practice registered nurses and shall designate the
21 requirements for advanced nursing practice related to
22 prescriptive authority. The Hawaii medical board shall submit



1 an annual report of all amendments made to the formularies to
2 the board.

3 ~~[(b) The department of commerce and consumer affairs shall~~
4 ~~establish a joint formulary advisory committee composed of:~~

5 ~~(1) Two persons licensed as advanced practice registered~~
6 ~~nurses and appointed by the board;~~

7 ~~(2) Two persons licensed in medicine by the Hawaii medical~~
8 ~~board and appointed by the Hawaii medical board;~~

9 ~~(3) Three persons licensed as pharmacists and appointed by~~
10 ~~the board of pharmacy;~~

11 ~~(4) One representative of the John A. Burns school of~~
12 ~~medicine appointed by the dean of the University of~~
13 ~~Hawaii school of medicine; and~~

14 ~~(5) One representative from a school of nursing with an~~
15 ~~advanced practice registered nurse program.~~

16 ~~The joint formulary advisory committee shall recommend the~~
17 ~~applicable formulary for persons recognized under this section.~~

18 ~~The Hawaii medical board shall consider the recommendations of~~
19 ~~the joint formulary advisory committee in adopting the~~

20 ~~formulary. The appropriate working relationship with licensed~~
21 ~~physicians shall be reflected in rules adopted by the board in~~

22 ~~accordance with chapter 91.]~~



1 The board shall establish nursing requirements for
2 education, experience, and national certification pursuant to
3 rules adopted in accordance with chapter 91.

4 (b) Qualified or currently recognized, or both, advanced
5 practice registered nurses shall be authorized to diagnose,
6 prescribe, and institute therapy or referrals of patients to
7 health care agencies, health care providers, and community
8 resources and may:

- 9 (1) Prescribe, procure, administer, and dispense over the
10 counter, legend, and controlled substances;
11 (2) Prescribe, order, and dispense medical devices and
12 equipment; and
13 (3) Plan and initiate a therapeutic regimen that includes
14 nutritional, diagnostic, and supportive services,
15 including but not limited to home health care,
16 hospice, and physical and occupational therapy."

17 SECTION 8. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 9. This Act shall take effect on July 1, 2020.



Report Title:

Health Care; Advanced Practice Registered Nurse; Primary Care Provider; Prescriptive Authority

Description:

Requires insurers, mutual and fraternal benefit societies, and health maintenance organizations to recognize advanced practice registered nurses as primary care providers. Grants increased signature authority and prescriptive rights. Amends definition of advanced practice registered nurse. (HB1378 HD1)

