

DEPARTMENT OF HUMAN RESOURCES
CITY AND COUNTY OF HONOLULU
650 SOUTH KING STREET, 10TH FLOOR • HONOLULU, HAWAII 96813
TELEPHONE: (808) 768-8500 • FAX: (808) 768-5563 • INTERNET: www.honolulu.gov/hr

LATE

KIRK CALDWELL
MAYOR



CAROLEE C. KUBO
DIRECTOR

NOEL T. ONO
ASSISTANT DIRECTOR

March 7, 2014

The Honorable Della Au Belatti, Chair
and Members of the
Committee on Health
House of Representatives
State Capitol, Room 329
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Au Belatti and Members of the Committee:

SUBJECT: Senate Bill No. 2478, Relating to Health

The City and County of Honolulu respectfully opposes S.B. 2478, which seeks to greatly expand the scope of practice for chiropractors. In addition to the concerns that have been previously raised by the medical community as to the efficacy of such treatment, expanding the ability of chiropractors to treat the whole body would significantly increase costs in workers' compensation.

The City therefore asks that S.B. 2478 be held. In the alternative, we request that the Committee limit the reimbursement and number of allowable treatments for chiropractic care for workers' compensation to the same amounts that currently exist in the motor vehicle insurance laws.

Thank you for this opportunity to testify.

Sincerely,

A handwritten signature in black ink, appearing to read "Carolee C. Kubo".

for Carolee C. Kubo
Director

**PRESENTATION OF THE
BOARD OF CHIROPRACTIC EXAMINERS**

TO THE HOUSE COMMITTEE ON HEALTH

TWENTY-SEVENTH LEGISLATURE
Regular Session of 2014

Friday, March 7, 2014
9:30 a.m.

TESTIMONY ON SENATE BILL NO. 2478, RELATING TO HEALTH.

TO THE HONORABLE DELLA AU BELATTI, CHAIR,
AND MEMBERS OF THE COMMITTEE:

My name is Robert Klein, D.C., and I am the Chairperson of the Board of Chiropractic Examiners ("Board"). Thank you for the opportunity to present testimony in support of Senate Bill No. 2478, Relating to Health.

The Board reviewed and discussed this bill at its January 23, 2014 Board meeting.

Section 1. of this bill defines and clarifies the chiropractic scope of practice.

Section 2. of this bill clarifies the additional post-licensure examinations that the Board may require.

Finally, Section 3. of this bill allows a chiropractor to use the term, "chiropractic physician".

The Board supports Senate Bill No. 2478 as it will update the scope of practice for chiropractic to reflect standards of care, practices, and terminology which keeps abreast with the advances in health care and the profession.

The Board respectfully requests your Committee's approval and passage of this measure. Thank you for the opportunity to testify on Senate Bill No. 2478.

KLEIN CHIROPRACTIC CENTER

Robert E. Klein, D.C., F.A.C.O.

2070 Kilauea Avenue Hilo, Hawaii 96720 : Fax (808) 959-4580 : Phone (808) 959-4588

RECEIVED

2014 MAR -5 P 6:00

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

SERGEANT-AT-ARMS
HOUSE OF
REPRESENTATIVES

DATE: Friday, March 7, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

Dear Chair Belatti and members of the committee:

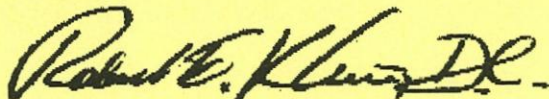
I have submitted previous testimony on behalf of the Board of Chiropractic Examiners, in my official capacity as Chairman of that body, within the Department of Commerce and Consumer Affairs, in support of SB 2478. Below is my personal testimony on this matter.

I have been licensed and practicing as a Doctor of Chiropractic here in Hawaii since 1980 (thirty-four years) and have been active in the affairs of this profession throughout that time. I have been an officer in the Hawaii County Chiropractic Society, Hawaii Chiropractic Association and Hawaii State Chiropractic Association. I'm a member of the American Chiropractic Association, the largest national group representing chiropractors, and I currently serve as Hawaii's state delegate to that organization. I currently chair the Hawaii State Board of Chiropractic Examiners and also serve on the National Board of Chiropractic Examiners, administering practical examinations which are used for licensing our doctors in Hawaii. In addition, I am Hawaii County Regional Director for ChiroPlan Hawaii, our state's largest chiropractic independent practice association.

SB 2478 conforms to the very best national standards in chiropractic practice. It clarifies our statute to match already existing administrative rules, removing ambiguity. It closely matches the "model practice act" recommended for states by the Federation of Chiropractic Licensing Boards. It will serve both to protect public safety and to promote the greatest utilization of the skills and training which the chiropractic profession can offer to the people of Hawaii.

Please approve SB 2478. Thank for the opportunity to give this testimony

Sincerely,



Robert E. Klein, D.C., F.A.C.O.

Malama Chiropractic Clinic

74-5620 Palani Rd. #102
Kailua-Kona, HI 96740

COMMITTEE ON HEALTH

Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

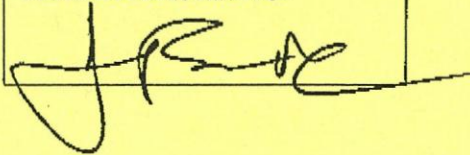
Dear Chair Belatti and members of the committee:

I am in support of SB 2478. I have been a board member of the Hawaii State Chiropractic Association for 6 years, and am the current Vice President and West Hawaii Island director. I have owned and operated a successful practice in Kona for 10 years. I am in full support of SB 2478. I feel it appropriately represents my profession as Doctor of Chiropractic, being a portal of entry healthcare provider to our local community. I trust you will support this bill as well, so that I can provide the quality healthcare that our Hawaii Communities deserve.

Thank for the opportunity to testify **in support of SB 2478**

Sincerely,

Jesse Broderson D.C.





Hawaii State Chiropractic Association

P.O. Box 22668 Honolulu, HI 96823-2668

ph: (808) 926-8883 fx: (808) 926-8884

www.hawaiistatechiropracticassociation.org

March 7, 2014

HOUSE OF REPRESENTATIVES
THE TWENTY-SEVENTH LEGISLATURE
REGULAR SESSION OF 2014

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

Chair Belatti and members of the committee:

My name is Dr. Gary Saito, DC. I'm the President of the Hawaii State Chiropractic Association. I have been in practice for over 26 years. This bill is introduced to update our practice act so that it conforms to the standards of practice set by the accredited colleges, the National Board Exams, and the Hawaii Administrative Rules governing the practice of chiropractic in Hawaii.

Our professional practice act should reflect the education, training, and certification of our practitioners. The U.S. Department of Education has long recognized the Council on Chiropractic Education (CCE) as the body responsible for establishing the educational standards of chiropractors. The Hawaii Board of Chiropractic Examiners issues licenses to qualified applicants who have met the requirements of the National Boards.

This bill was written to conform our practice act in Hawaii to the national standards for chiropractic certification. We ask that this committee help to bring our practice act into alignment with nationally recognized practice parameters.

You may be misled by other testimony that this is an expansion of our scope of practice. Nothing is further from the truth. Chiropractic was never about treatment of the spine only. We have always been a healthcare delivery system of all neuromusculoskeletal systems of the entire human body. In the past, insurers and health plans were able to cherry pick which of our services they were willing to pay for. It was a model based solely on economics and not on the qualifications and certification of chiropractic practitioners. However, the Affordable Care Act will require them to recognize our full scope of practice based on our education and training and appropriate reimbursements must begin by October of this year.

You may be persuaded by other testimony that we are not physicians. Our education is a doctoral-level education and our license establishes us as portal of entry doctors. Accredited chiropractic colleges are under the auspices of the U.S. Department of Education. Referrals for our services are not required. HMO plans can choose to refer only within their provider panels, but their patients can seek chiropractic services outside the HMO plan and pay for our services on their own without breaking any rules pertaining to their participation in the HMO plan. This direct access qualifies us as physicians. Furthermore, we are already designated as physicians by Medicare and other large federal and public and private healthcare programs. Thirteen other states use "chiropractic physician" to describe their practicing chiropractors.

You may be lobbied to think that we should be prohibited from doing physiotherapy. Physiotherapy is part of the core curriculum of all accredited chiropractic colleges. Knowledge of and ability to perform various forms of physiotherapy are required in our National Board Examinations. Chiropractors cannot be licensed in the State of Hawaii without this component of study. In addition, "physiotherapy" is a generic term for a multitude of treatment modalities. It is not one thing. Some or all of these modalities are performed in hospitals, clinics, and individual doctor offices every day. This term, therefore, cannot be limited to any one profession.

We urge you to pass SB 2478 in its entirety because our profession needs a practice act that truly reflects what we do, based on our education, training, and certification. Thank you for allowing us to bring this important matter to the attention of this committee.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Saito". The signature is fluid and cursive, with a large initial "G" and "S".

Dr. Gary Saito, Dc
President, HSCA

TESTIMONY OF JANICE FUKUDA

HOUSE COMMITTEE ON HEALTH
Representative Della Au Belatti, Chair
Representative Dee Morikawa, Vice Chair

Friday, March 7, 2014
9:30 a.m.

SB 2478

Chair Au Belatti, Vice Chair Morikawa, and members of the Committee, my name is Janice Fukuda, Assistant Vice President, Workers' Compensation Claims at First Insurance, testifying on behalf of Hawaii Insurers Council. Hawaii Insurers Council is a non-profit trade association of property and casualty insurance companies licensed to do business in Hawaii. Member companies underwrite approximately one third of all property and casualty insurance premiums in the state.

Hawaii Insurer Council **opposes** SB 2478. Throughout the early and mid-1990's, property and casualty insurers were under severe scrutiny by the Legislature because of the rising cost of insurance, particularly motor vehicle and workers' compensation insurance. Our analysis showed that increasing medical costs were attributed to the treatment of soft tissue injury, largely by chiropractors. There were a number of law changes from 1993 to 1998 to the motor vehicle insurance law as well as the workers' compensation law. As a result, costs for these types of insurance has decreased significantly and stabilized for a number of years.

Chiropractors have made attempts over the years to expand their scope of practice. Since the motor vehicle insurance law was changed to limit the number and amount of chiropractic reimbursement, costs have stabilized in this area. Workers' compensation insurance however does not have the same cost controls in place. Expansion of chiropractors' scope to the whole body would increase costs in workers' compensation.

Currently, a chiropractor's office visit ranges from \$176 to \$ 200 vs. \$50 to \$176 for a medical doctor's office visit. The cost difference is because chiropractors are able to charge for manipulation and up to four procedure codes per visit. Even though utilization is limited per treatment plan, additional treatment plans are routinely submitted.

The 1997 Legislature dealt with the issues of chiropractic treatment versus other medical disciplines in Act 78. This bill seeks again to expand chiropractic beyond the scope established in that Act after much in depth testimony as to the medical and financial implications. We believe the various medical disciplines, including chiropractic, are appropriately defined in Title 25 of the Hawaii Revised Statutes and these proposed amendments should not be enacted.

The consequence of their expanded scope of treatment will be higher costs in these areas. It will erode years of legislative reform and will contribute to increasing medical costs for motor vehicle and workers' compensation insurance. Hawaii Insurers Council is also concerned about the quality of care for injured persons and we believe chiropractors' treatment should be limited to the spine.

Therefore, we respectfully request that SB 2478 be held. However, if this committee feels it is appropriate to move the bill, we ask that you at least limit the reimbursement amount and the number of treatments as it exists in the motor vehicle insurance law. The following language should be inserted where appropriate to Chapter 386-21:

"Chiropractic treatments shall be allowed for not more than the lesser of thirty visits at no more than \$75 a visit plus no more than five x-rays at no more than \$50 each."

Thank you for the opportunity to testify.

Testimony by: Ann Frost, PT
SB2478
Hse Health Hearing, Friday Marcy 7, 2014
9:30



Position: Oppose, Amendments Offered

Chair Belatti and Members of the House Health Committee:

I am Ann Frost, PT, Legislative Committee Chairperson of the Hawaii Chapter of the American Physical Therapy Association (HAPTA). HAPTA represents 250 physical therapists and physical therapist assistants employed in hospitals, nursing homes, the Armed Forces, the Department of Education and Department of Health systems, and private clinics throughout our community. Physical therapists work with everyone from infants to the elderly to restore and improve function and quality of life.

HAPTA opposes SB2478 as written, in particular the use of “physiotherapeutic”, page 2 line 8. 461J-2 of the Physical Therapy practice act forbids the use of the terms physiotherapist/physiotherapy by anyone other than a physical therapist or physical therapist assistant via the following language:

(a) No person shall practice physical therapy gratuitously or for pay, offer to practice physical therapy, offer physical therapy or physical therapy services, or represent, advertise, or announce, either publicly or privately, that the person is a physical therapist or physiotherapist, unless the person is appropriately licensed under this chapter. “Physiotherapeutic” is a derivation of these terms.

It has been suggested that “physiotherapy” is a generic term, and that it is practiced by many healthcare providers. In fact, only physical therapists and physical therapists assistants can legally claim to practice physiotherapy or physical therapy. Physical therapy is a distinct and separate profession which currently requires seven years of study, culminates in a doctoral degree, and requires passing a national exam.

In addition, the term “physiotherapeutic” is misleading to the public. Many people equate physiotherapy with physical therapy, paving the way for them to believe that they can receive physical therapy from a chiropractor. In all other English-speaking countries—Canada, the United Kingdom, Australia, and New Zealand—the term physiotherapy is synonymous with physical therapy. In the past, chiropractors have termed the use of modalities such as electrical stimulation and ultrasound as “physiotherapy”. A simple list of modalities would be more accurate. Thus, we suggest the following change:

Strike “physiotherapeutic” from page 2 line 8. We recommend that the term, “physical modalities” replace the use of “physiotherapeutic” to conform with state law and so that consumers do not confuse chiropractic with the treatments administered by physical therapists.

Ultimately, the physical therapy community is committed to health care provided by health care practitioners within their scope of education and training in a manner that ensures that the consumers are receiving appropriate and safe care.

I can be reached at 691-7729 if there are any questions or need for more information. Thank you for the opportunity to testify.

Ann Frost, PT



HAWAII MEDICAL ASSOCIATION

1360 S. Beretania Street, Suite 200, Honolulu, Hawaii 96814
Phone (808) 536-7702 Fax (808) 528-2376 www.hmaonline.net

TO: COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

FROM: Hawaii Medical Association
Dr. Walton Shim, MD, President
Dr. Linda Rasmussen, MD, Legislative Co-Chair
Dr. Ron Keinitz, DO, Legislative Co-Chair
Dr. Christopher Flanders, DO, Executive Director
Lauren Zirbel, Community and Government Relations

Re: SB 2478

Position: Opposition.

The Hawaii Medical Association stands in opposition to SB 2478 at this time.

According to the National Board of Chiropractic Examiners, (http://www.nbce.org/about/about_chiropractic) chiropractic is concerned primarily with “the diagnosis, treatment and prevention of disorders of the musculoskeletal system and the effects of these disorders on the nervous system and general health... The tenets of chiropractic hold that a human being’s nervous system is essential to health, and that interference with this system impairs normal body functions and lowers the body’s resistance to disease. The study of chiropractic includes the various ways in which the nervous system can be irritated or impeded, resulting in pain or illness, as well as techniques to correct these problems... The specific focus of chiropractic practice is known as the chiropractic subluxation or joint dysfunction. A subluxation is a health concern that manifests in the skeletal joints, and, through complex anatomical and physiological relationships, affects the nervous system and may lead to reduced function, disability or illness.”

The Hawaii Administrative Rules state at §16-76-25 Scope of practice of chiropractic.
Chiropractic is a practice of the healing arts:

(1) The purpose of which is to restore or maintain human health in which

Officers

President - Walton Shim, MD President-Elect – Robert Sloan
Secretary - Thomas Kosasa, MD Immediate Past President – Stephen Kemble, MD
Treasurer – Brandon Lee, MD Executive Director – Christopher Flanders, DO

patient care or first aid, hygienic, nutritional, or rehabilitative procedures are administered;

(2) Which addresses specific vertebral adjustment, manipulation, mobilization, and treatment of the articulation and adjacent tissues of the spinal column, musculoskeletal structure of the body, and nervous system; and

(3) Which is subject to the limitations contained in section 442-1, HRS. [Eff and comp 9/22/01] (Auth: HRS §442-5) (Imp: HRS §442-1)

The measure before us seeks to remove all references to the scope of chiropractic practice as focused on the musculoskeletal and nervous systems. In fact, the terms “musculoskeletal,” “subluxation,” “nervous” or “spinal” appear nowhere in the bill, having all been stricken in the changes sought. The resulting measure would allow for expansion of chiropractic services into areas unrelated to musculoskeletal control. This, combined with the expanded ability to order diagnostic testing, would allow for the ordering of modalities such as echocardiograms and thyroid scans. Essentially chiropractors would be allowed to practice at the level of primary care, far exceeding the definition as given by the National Board of Chiropractic Examiners.

The HMA feels that expansion of scope for the practice of chiropractic medicine is currently inappropriate given the focus the Affordable Care Act has placed on evaluation of providers for quality and efficacy of care and demonstrable improvement of outcomes. Currently there is no oversight on chiropractors by the Centers for Medicare and Medicaid Services as there exists for physicians, and the Hawaii Board of Chiropractic Examiners has not participated in the state’s discussion of ACA implementation.

The HMA additionally opposes the use of the title “chiropractic physician” for chiropractors. We believe that this title causes patient confusion about the education of their provider. In the attached survey conducted in 2008 by the Global Strategy Group, and repeated in 2010 by Baselice & Associates, approximately 1 of 3 people surveyed believed chiropractors were medical doctors. The survey also revealed that 90+% of people feel that only licensed medical doctors should use the title “physician.”

The HMA would like to work on a holistic and team based approach to medicine where patients are treated in the safest and most effective way. As such, we would ask that you hold this bill so that we can work on a true integrated approach to medicine.

Thank you for hearing this bill and for the opportunity to provide testimony.

Governor, District 7 (HI, CA & NV, Guam, American Samoa & Commonwealth of Northern Mariana Islands)

Joseph G. Morelli, Jr., D.C., F.I.C.C.

94-050 Farrington Hwy., Ste. E1-1B

Waipahu, HI 96787-1841

T: (808) 671-2685

F: (808) 761-9368

e: crunch@aloha.net

To: Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair
COMMITTEE ON HEALTH

From: Joseph G. Morelli, Jr., D.C., F.I.C.C., District VII Governor,
American Chiropractic Association

Date: Friday, March 7, 2014
Time: 9:30 am
Place: Conference Room 329

Subject: **Testimony in SUPPORT of SB 2478**

My name is Dr. Joseph G. Morelli, Jr., and I am a Doctor of Chiropractic in Hawaii, practicing here in Waipahu for the past 36 years. I currently hold the elected office as the District 7 Governor on the Board of Governors of the American Chiropractic Association. I represent the local Hawaii Doctors of Chiropractic and also represent all the Doctors of Chiropractic in California, Nevada, Guam, American Samoa and the Mariana Islands.

The American Chiropractic Association is the largest Chiropractic professional representative organization in the world. We represent more than three times as many Doctors of Chiropractic than any other association in the U.S. and the world. I give this as testimony to voice our strong support to the content and intent of **SB 2478**. The proposed language in **SB 2478** updates and brings the practice of Chiropractic in Hawaii up among the highest clinical, professional, and practice standards of all the US states and its territories.

The American Chiropractic Association strongly supports and has encouraged the Chiropractic profession to always strive to attain the highest clinical, ethical and practice standards throughout the country. To that end, we are very supportive of states simplifying and clarifying their Practice Acts (licensing laws), and related administrative regulations/language that allows licensees to keep up with advances in clinical healthcare delivery and practice. With notable doctor shortages in the US & our Hawaiian islands, Doctors of Chiropractic are helping to fill in some of the gaps in delivery in this already overtaxed system.

We believe the language of **SB 2478** allows the State of Hawaii and its citizens to have access to and clinically benefit from the most up to date clinical advances taught in our federally accredited Chiropractic Universities and Colleges; tested by The National Board of Chiropractic Examiners; and recognized by the US government certified Council of Chiropractic Education. Additionally, **SB 2478** clearly gives oversight to the Board of Chiropractic Examiners of the State of Hawaii as arbiter and upholder of the highest standards of care in local implementation of the practice of Chiropractic. The Hawaii public is better served with the bar set ever higher in day to day delivery of the services this licensing oversees.

Please pass **SB 2478** from your committee for the sake of the health of the Hawaii public, helping to insure that the medical/chiropractic care delivered in our islands is the best that it can be with ease of access.



COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

LATE

Date: Friday, March 7, 2014
Time: 9:30 am
Place: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

Dear Chair Belatti and Members of the Committee:

Thank you for the opportunity to testify in support SB 2478 on behalf of the American Chiropractic Association (ACA). The ACA is the largest professional association in the United States advocating for over 130,000 doctors of chiropractic (DCs), chiropractic assistants (CAs) and chiropractic doctoral students. ACA promotes the highest standards of ethics and patient care, contributing to the health and well-being to an estimated 27 million individuals annually across the United States. We believe this update to statutory language defining the practice of chiropractic in Hawaii will prove beneficial to the patient population served by our members.

In a recent policy decision the ACA adopted a resolution agreeing that prescription drugs are a "non-issue" and that states should be allowed and encouraged to develop practice acts that are in the best interest of the patient population of that jurisdiction. We believe that the current language in SB 2478 accomplishes those objectives.

The language included in the bill referring to "clinical nutritional methods based on training" are consistent with contemporary chiropractic training and practice and are currently taught in Council on Chiropractic Education (CCE) accredited chiropractic colleges and universities.

The term "chemical" is not synonymous with legend/prescription medications and should not be construed as an attempt to circumvent current statute prohibiting DCs from entering the realm of pharmaceutical medicine. In fact the term "chemical" in the context of this proposed legislation is related to diagnostic laboratory evaluation.

Thank you for the opportunity to testify **in support of SB 2478**.

Sincerely,

Anthony W. Hamm, DC
President

DR. SHANTI, D.C., INC.
P. O. Box 23362, Honolulu, HI 96823

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

Dear Chair Belatti and members of the committee:

I am Dr. Sandee Shanti, D.C., and a practicing Doctor of Chiropractic here on Oahu. I have been practicing chiropractic for 16 years now. I am the Ambassador (State Representative) for the State of Hawaii from Life University, School of Chiropractic in Georgia. I am currently the Oahu Island Director for the Hawaii State Chiropractic Board. I have previously held the office on the Hawaii State PTSA Board, as the State Health and Safety Director. I have also held the Vice President position on the Hawaii State Chiropractic Board.

I am in support of SB 2478, to update the scope of practice for chiropractic to reflect standards, practices, and terminology accepted by the National Board of Chiropractic Examiners.

All accredited Chiropractic Colleges and Universities must maintain a set of high standards dictated by the Council on Chiropractic Education (CCE) in order to maintain their accreditation. The CCE is the only agency recognized by the United States Department of Education to accredit Doctor of Chiropractic degree programs. The CCE is approved and regulated by our Federal Government.

A graduate from an accredited Chiropractic College or University can not sit the National Boards unless the graduate is from an accredited Chiropractic College or University. The National Board of Chiropractic Examiners, administers comprehensive testing to ensure that all graduates have the knowledge and expertise to professionally perform the duties of a Doctor of Chiropractic – just as the medical doctors must pass their boards.

The current Scope of Practice Act is out of date to what our education has been and currently is by the standards set by the CCE and National Board of Chiropractic Examiners. Under the current Hawaii Scope of Practice Act, we are not allowed to practice at what is considered the standard of care nationally. The current Practice Act prevents us from offering our patients total health care which is the essence of chiropractic.

SB2478 will bring the Doctors of Chiropractic in the State of Hawaii up to national standards; which will improve the health of our communities. I thank you for your time and urge you to please consider approving this Bill.

Thank for the opportunity to testify in support of SB 2478

Sincerely,



Dr. Sandee Shanti, D.C.

morikawa2-Joanna

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, March 05, 2014 1:18 PM
To: HLTtestimony
Cc: Ter@hawaii.rr.com
Subject: *Submitted testimony for SB2478 on Mar 7, 2014 09:30AM*

SB2478

Submitted on: 3/5/2014

Testimony for HLT on Mar 7, 2014 09:30AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Terri Pacheco APRN	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

HOUSE OF REPRESENTATIVES
THE TWENTY-SEVENTH LEGISLATURE
REGULAR SESSION OF 2014

COMMITTEE ON HEALTH

Rep. Della Au Belatti, Chair

Rep. Dee Morikawa, Vice Chair

Rep. Mele Carroll

Rep. Richard Creagan

Rep. Mark J. Hashem

Rep. Jo Jordan

Rep. Bertrand Kobayashi

Rep. Marcus R. Oshiro

Rep. Justin H. Woodson

Rep. Lauren Kealohilani Matsumoto

NOTICE OF HEARING

DATE: Friday, March 07, 2014

TIME: 9:30 AM

PLACE: Conference Room 329

State Capitol

415 South Beretania Street

TESTIMONY IN SUPPORT OF SB 2478

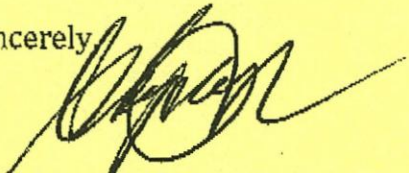
Aloha Chair Au Belatti and members of the committee,

My name is Dr. Alejandro Lazo, DC. I was born and raised on Maui. I am a practicing chiropractor in Wailuku for the past 20 years. I also practiced in Texas for ten years prior and have experienced the differences in practicing in two separate states.

I am in support of SB 2478. The bill is written to update Hawaii practice act so that it conforms to the national standards for chiropractic certification. The goal is to align the Hawaii practice act with nationally recognized practice parameters.

I appreciate and thank you for your consideration in this important matter.

Sincerely,



Dr. Alejandro Lazo, DC

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

Genevieve Parks, PO Box 951, Kurtistown, HI 96760
808-938-8352

Friday, March 7, 2014

Support for the intent of S.B. 2478, Relating to Health

I am writing in support this bill that updates the scope of practice for chiropractic to reflect standards, practices, and terminology accepted by the National Board of Chiropractic Examiners. This includes use of the term "chiropractic physician."

The Joint Commission on Accreditation of Health Care Organizations (now known as The Joint Commission) is the largest credentialing body for hospitals and health care organizations in the United States. They have recently recognized chiropractors as physicians. Hawai'i practices and regulations should be in line with national standards.

By changing the definition of Chiropractic, we recognize the limitations of the current definition and acknowledge advances in health care and embrace the opportunity to expand our options for personal health care.

Thank you for this opportunity to testify.

KAIMUKI CHIROPRACTIC CENTER

1144 10th Avenue Suite 201 Honolulu, HI 96816
Lawrence A. Redmond D.C.

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

LATE

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

TESTIMONY IN SUPPORT OF SB 2478

Dear Chair Belatti and members of the committee:

I have been actively practicing Chiropractic for over 29 years in the State of Hawaii. I have served two terms as president of the Hawaii State Chiropractic Association. Currently I am a Board Member of the Hawaii State Board of Chiropractic Examiners. I am submitting my testimony in support of SB 2478 as an individual and as a current practicing Doctor of Chiropractic in the State of Hawaii.

Thank for the opportunity to testify in support of SB 2478

Sincerely,



Lawrence Redmond D.C.

Edward de Deo DC
5470 Koloa Rd 2F
PO Box 388
Koloa, Hi 96756
808 346-7730 (c)
March 6, 2014



To: Committee on Health
Rep Belatti (chair),
Rep Morikawa
March 7, 2014, 9:30 am

My Testimony Supporting SB 2478

Hello Rep. Belatti and Committee Members:

I am a 29 year practicing Doctor of Chiropractic on the island of Kauai. I have also served as **Vice President** of the **Hawaii State Chiropractic Association** and as Kauai Island Director for many years. Upon reviewing the proposed bill **SB 2478**, I'm happy to see the inclusion of many merits that would recommend it for implementation in the State of Hawaii.

To my eye it embodies an accurate, up-to-date description of the scope and limits of current 21st century Chiropractic Practice. This bill will act as a true and honest assessment of the capacities that the thoroughly trained Chiropractor gleans from the multi-year education process followed by the rigorous National Board of Examiners testing criteria (that all doctors must pass before beginning their career of service).

Thank you in advance for your wise support of this most worthy bill.

Edward de Deo, DC

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5470 Koloa Rd 2F
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Thank you in advance for your wise support of this most worthy bill.



Edward de Deo, DC

Randy R. Collins, D.C., Inc.
2810 Paa St., #4, Honolulu, HI 96819

LATE

COMMITTEE ON HEALTH
Rep. Della Au Belatti, Chair
Rep. Dee Morikawa, Vice Chair

DATE: Friday, March 07, 2014
TIME: 9:30 AM
PLACE: Conference Room 329

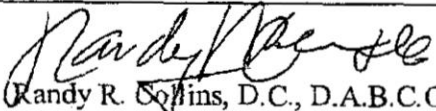
TESTIMONY IN SUPPORT OF SB 2478

Dear Chair Belatti and members of the committee:

The Chiropractic profession has been growing since its inception in 1895. Like other professions we appreciate and respect our early pioneers' efforts, but understand that with time professions grow and develop, and rarely remain the same as they were originally. Research and education cause us to question procedures and make changes to improve the delivery of Chiropractic treatment. SB 2478 allows us to practice with the most up to date education as taught by CCE accredited Chiropractic Colleges. CCE accreditation is recognized by the U.S. Dept. of Education. Passing SB 2478 protects the consumer by allowing Chiropractors to utilize the latest procedures and modalities they were trained to perform in college. We cannot allow others to stagnate an entire profession from learning and advancing as science and understanding changes.

Thank for the opportunity to testify in support of SB 2478

Sincerely,


Randy R. Collins, D.C., D.A.B.C.O.

morikawa2-Joanna

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, March 06, 2014 7:18 AM
To: HLTtestimony
Cc: msbdmdk@yahoo.com
Subject: Submitted testimony for SB2478 on Mar 7, 2014 09:30AM

SB2478

Submitted on: 3/6/2014

Testimony for HLT on Mar 7, 2014 09:30AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Wilcox	Individual	Comments Only	No

Comments: I am recommending this bill not be passed due to the language that is inaccurate and offensive to the chiropractic profession in particular the use of the word "Chemical"

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
Sent: Thursday, March 06, 2014 4:47 PM
To: HLTtestimony
Cc: drngopie@aol.com
Subject: Submitted testimony for SB2478 on Mar 7, 2014 09:30AM



SB2478

Submitted on: 3/6/2014

Testimony for HLT on Mar 7, 2014 09:30AM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Nicholas G Opie, DC,	Individual	Oppose	No

Comments: Comments: Hello, my name is Nicholas Opie, DC. I have been practicing in Kailua, Oahu for over 33 years. I am also past chairman of the Hawaii State Board of Chiropractic Examiners, and currently the Hawaii representative to the International Chiropractors Association. I submit this testimony in opposition to HB1831 as it is currently written. I have been privileged to both observe the legislative process as an active member of my profession as well as serve on the front lines of the regulatory process as a member of the State Board of Examiners. I have observed many times the unintended consequences of vague language and the inclination of some within the chiropractic profession to press the envelope of scope of practice to their own advantage. It is in this context that I ask you to carefully consider changing a number of passages in the current draft of this bill to be clear on the meaning and intention of its contents. One example of great concern is in Section 1, Item 1 where the term "chemical" is specified in the list of chiropractic procedures and protocols. I would like to point out that this term has vast and potentially dangerous interpretations. "Chemical" can be anything from Vicks Vapor Rub to hydrochloric acid and everything in between. What is its exact purpose? Why has it been included and are there better descriptions of exactly what substances might be appropriate in this context? I strongly urge that this term be deleted. Also I would like to point out that this is a completely new term in chiropractic scope as it does not appear in any other state law or regulation I have been able to identify. Also the term "chiropractic physician" is an inherently confusing term in that the language in the current law goes to great pains to avoid and prohibit the use of terminology that might be confusing or used to give the public an impression that is not exactly correct. Whose interests are served by allowing its use? I believe that the best interests of both the profession and the public are served by using the term that is on every chiropractic college professional degree and on every state license, "Doctor of Chiropractic" Thank you for considering my comments.

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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Dear Honorable Chair Della Au Belatti and Members of the Committee on Health:

LATE

My name is Michael S McLean, DC.

My wife and I are chiropractors in Lahaina; we have Ocean Lightforce Chiropractic at 205 Dickenson Square.

We live at Golf Villa 24T2 in Kapalua. I am also the President of the International Chiropractors Association, a 5000 member group, of whom @ 95% are in the US, and a dozen in Hawaii.

My testimony is in opposition the passage of SB2478. We are particularly concerned with the contradictory language contained therein, which allows DCs to : (1) Correct, relieve, or prevent diseases and abnormalities by any physical, **chemical**, electrical, or thermal method.

....but defines chiropractic as:

“Chiropractic is the system of specific adjustment or manipulation of the joints and tissues of the body and the treatment of the human body by the application of manipulative, manual, mechanical, physiotherapeutic or clinical nutritional methods for which those persons licensed under this chapter are trained.”

Our specific concern is with the inclusion of "chemical", which I have bolded above. There have been a small number of DCs attempting to enlarge chiropractic into the practice of medicine, which the ICA opposes. This bill might allow such an expansion. We urge you to defer the bill and allow it to come back some other year when it has been better crafted.

The language in (1) above needs serious revision, as DCs do not correct diseases, but instead correct neuromusculoskeletal problems.

To "Correct, relieve, or prevent diseases" is the practice of Medicine, not chiropractic.

You may contact me at 808 419-6450

Thank you for your consideration,
Michael S McLean, DC



901 54th Avenue / Greeley, Colorado 80634 / Tel: 970-356-9100 / www.nbce.org

March 6, 2014

Michael S. McLean, DC, FICA
President
International Chiropractors Association
6400 Arlington Blvd., Suite 800
Falls Church, VA 22042

Dear Dr. McLean,

I am in receipt of your email asking for the National Board of Chiropractic Examiners' (NBCE) opinion on bill SB2478 and companion bill HB1831 currently proposed in the Hawaii legislature. You asked specifically about language in the Description section where the NBCE is cited.

The NBCE is an independent testing organization and does not develop, set, promote or endorse any standards within the chiropractic profession. Educational standards are set by The Council on Chiropractic Education (CCE) and practice standards are set by the individual licensing boards in each jurisdiction. As the independent third-party testing organization that ultimately tests students'/doctors' competence in those standards, it would be a conflict of interest to be involved in the development of the standards.

Hopefully this answers your question. If I can be of any further assistance, please don't hesitate to contact me.

Best Regards,

Norman E. Ouzts, Jr., DC
NBCE President

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Daniel Saint-Germain, D.C.

Ronald B. Tripp, Jr., D.C.

Martin W. Kollasch, D.C., Ph.D. (c)
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cc Representative Angus McKelvey
Chairwoman Delia Au Belatti
Ronald B. Tripp, DC, NBCE District IV Director