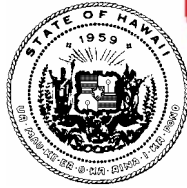


NEIL ABERCROMBIE
GOVERNOR



LATE

PATRICIA MCMANAMAN
DIRECTOR

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DEPUTY DIRECTOR

**STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES**

P. O. Box 339
Honolulu, Hawaii 96809-0339

April 4, 2013

TO: The Honorable David Y. Ige, Chair
Senate Committee on Ways and Means

FROM: Patricia McManaman, Director

SUBJECT: **S.C.R. 66, S.D. 1/S.R. 34, S.D. 1 – REQUESTING THE HAWAII STATE CENTER FOR NURSING TO CONVENE A WORKING GROUP COMPOSED OF VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSES TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE.**

Hearing: Thursday, April 4, 2013; 9:50 a.m.
Conference Room 211, State Capitol

PURPOSE: The purpose of this resolution is to convene a working group composed of various state agencies to identify barriers relating to the practice of advanced practice registered nurses to the full extent of the nurses' education and training in the state.

DEPARTMENT'S POSITION: The Department of Human Services (DHS) would like to provide the following comments on S.C.R. 66, S.D. 1/S.R. 34, S.D.1. This resolution is one of 14 bills and resolutions being considered by the Legislature that requires the Med-QUEST Division (MQD) of the Department of Human Services to conduct a study or participate in a working group, task force or other groups on various subjects not only Medicaid. Participating in all of the required studies and groups will necessitate that MQD resources be redirected from implementing the new Medicaid eligibility criteria and

methodology requirements under the Affordable Care Act by January 1, 2014, from completing the section 1115 demonstration waiver renewal, from procuring QUEST Integration and its focus on improving transition of care for vulnerable individuals, from transforming behavioral health services delivery, and from the ability to support other healthcare transformation activities, including the planned activities lead by the Health Care Transformation Coordinator.

Thank you for the opportunity to testify on this measure.

Charlotte A. Carter-Yamauchi
Acting Director

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LEGISLATIVE REFERENCE BUREAU
State of Hawaii
State Capitol
415 S. Beretania Street, Room 446
Honolulu, Hawaii 96813

Written Comments

SCR66 SD1 / SR34 SD1

REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE

Comments by the Legislative Reference Bureau
Charlotte A. Carter-Yamauchi, Acting Director

Presented to the Senate Committee on Ways and Means

Thursday, April 4, 2013, 9:50 a.m.
Conference Room 211

Chair Ige and Members of the Committee:

Good morning Chair Ige and members of the Committee, my name is Charlotte Carter-Yamauchi and I am the Acting Director of the Legislative Reference Bureau. Thank you for providing the opportunity to submit written comments on S.C.R. No. 66, S.D. 1 / S.R. No. 34, S.D. 1, Requesting Collaboration Among Various State Agencies to Identify Barriers Relating to the Practice of Advanced Practice Registered Nursing to the Full Extent of the Nurses' Education and Training in the State.

The purpose of this measure is to request that:

- (1) The Hawaii State Center for Nursing to convene a working group composed of the Department of Health, Department of Human Services, Department of Public Safety, Department of Commerce and Consumer Affairs, State Board of Nursing, and Disability and Communication Access Board, to identify barriers to the practice of Advanced Practice Registered Nurses to the full extent of the nurses' education and training in the statutes and administrative rules specific to their respective departments;

- (2) The working group enlists the assistance of the Department of the Attorney General in identifying barriers and proposes amendments to remove barriers in their respective statutes and administrative rules;
- (3) The working group enlists the assistance of the Department of the Attorney General, other state agencies, or other professional groups as needed to complete its task;
- (4) The working group transmit a draft report of the working group's findings and recommendations, including any proposed legislation, to the Legislative Reference Bureau no later than November 1, 2013; and
- (5) The Legislative Reference Bureau submit a final report of the agencies' findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2014.

While the Legislative Reference Bureau takes no position on this measure, we submit the following comments for your consideration.

The Bureau believes that the services requested of the Bureau as contemplated under this measure are manageable and that the Bureau will be able to provide the services in the time allotted; provided that the draft work product is submitted to the Bureau by November 1, 2013, and the Bureau's interim workload is not adversely impacted by too many other studies or additional responsibilities such as conducting, writing, or finalizing other reports, drafting legislation, or both, for other state agencies, task forces, or working groups that may be requested or required under other legislative measures.

Thank you again for this opportunity to provide written comments.



HAWAII GOVERNMENT EMPLOYEES ASSOCIATION
AFSCME Local 152, AFL-CIO

RANDY PERREIRA, Executive Director • Tel: 808.543.0011 • Fax: 808.528.0922

The Twenty-Seventh Legislature, State of Hawaii
Hawaii State Senate
Committee on Ways and Means

Testimony by
Hawaii Government Employees Association
April 4, 2013

**S.C.R. 66, S.D. 1/S.R 34, S.D. 1 – REQUESTING THE
COLLABORATION AMONG VARIOUS STATE AGENCIES
TO IDENTIFY BARRIERS RELATING TO THE PRACTICE
OF ADVANCED PRACTICE REGISTERED NURSING TO
THE FULLEST EXTENT OF THE NURSES' EDUCATION
AND TRAINING IN THE STATE**

The Hawaii Government Employees Association supports the purpose and intent of S.C.R. 66, S.D.1 and S.R. 34, S.D. 1, which is to request collaboration among various state agencies convened by the Hawaii State Center for Nursing to identify barriers relating to the practice of advanced practice registered nursing to the full extent of their education and training in Hawaii. The Legislature has previously aligned Hawaii laws with national laws requiring the utilization of primary care providers, including Advanced Practice Registered Nurses (APRNs), to the maximum extent of their training and education.

APRNs provide cost-effective, accessible, patient-centered care, including care coordination, chronic care management, and wellness and preventive care. The Hawaii State Center for Nursing has identified barriers in state statutes and administrative rules containing obsolete language, which are silent, preclude or impede APRNs from practicing to the full extent of their education and training. These include limitation of prescriptive authority, require supervision or collaboration with another health care provider, and prohibit or limit institutional privileges.

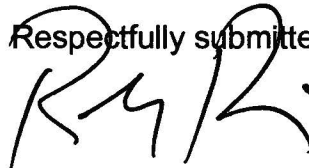
S.C.R. 66, S.D. 1 starts the process of removing these APRN barriers in Hawaii statutes and administrative rules and emphasizes the importance of APRNs in nationwide health care reform. This measure also clarifies the national goal of a transformed health care system that provides wide access to critical health care services, while improving quality and controlling costs. These goals cannot be achieved without eliminating the barriers that prevent APRNs from practicing to the fullest extent of their education and training.

S.C.R. 66, S.D. 1
Committee on Ways and Means
April 4, 2013
Page 2

The working group is required by S.C.R. 66, S.D. 1 to transmit a draft report of their findings and recommendations, including any proposed legislation, to the Legislative Reference Bureau (LRB) by November 1, 2013. The LRB is requested to submit a final report, including any proposed legislation, to the Legislature twenty days prior to the convening of the 2014 Regular Session.

Thank you for the opportunity to testify in support of S.C.R. 66, S.D. 1 and S.R. 34, S.D. 1.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'RPR', is written over the text 'Respectfully submitted,'.

Randy Perreira
Executive Director

Hawaii Long Term Care Association

Testimony - Senate Committee on Ways & Means

Bob Ogawa, President

SCR 66 SD1/SR 34 SD1 – REQUESTING COLLABORATION AMONG VARIOUS STATE AGENCIES TO IDENTIFY BARRIERS RELATING TO THE PRACTICE OF ADVANCED PRACTICE REGISTERED NURSING TO THE FULL EXTENT OF THE NURSES' EDUCATION AND TRAINING IN THE STATE.

Chair Ige and members of the Senate Committee on Ways & Means. The Hawaii Long Term Care Association strongly supports SCR 66 SD1 and SR 34 SD1.

The Legislature aligned Hawaii laws with national goals which require the utilization of primary care providers, particularly Advanced Practice Registered Nurses (APRNs), to the full extent of their education and training. APRNs provide cost-effective, accessible, patient-centered care including care coordination, chronic care management, and wellness and preventive care, which is at the heart of the health reform movement.

However, in 2011, the Hawaii State Center for Nursing (Center for Nursing) identified 33+ barriers in State Statutes and Administrative Rules that contain obsolete language which is silent, preclude or impede APRNs from practicing to the full extent of their education and training. These include limitation of prescriptive authority, require supervision by or collaboration with another health care provider, lacks provider neutral language (recognizes physician as the only provider), and prohibits or limits institutional privileges.

The reason provided by the State agencies for the existence of these obsolete laws and rules has been that access to APRN care is not a high priority, combined with lack of manpower and expertise among existing personnel. SCR 66 SD1 and SR 34 SD1 underscore the fact that APRNs have a central role to play in health reform. It clarifies the national goal for a transformed health system that provides wide access to essential health services, while improving quality and controlling costs, cannot be achieved without maximizing the contributions of APRNs.

The HLTCA concurs with the Center for Nursing's request that the Attorney General's draft report of the agencies' findings and recommendations, including any proposed legislation should also be transmitted to the Governor, as the Governor's initiatives include the ACA and Healthcare Transformation, is the chief executive of the State of Hawai'i who ensures that all laws of the State are executed and is responsible for State agencies. Therefore, we also support the amendments they propose to further those ends.

Thank you for your commitment to nursing in Hawaii and the opportunity to provide testimony in wholehearted support of this measure.