

STAND. COM. REP. NO.

3262

Honolulu, Hawaii

APR 03 2014

RE: S.C.R. No. 31

S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 31, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO
CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF
HERBAL THERAPISTS,"

begs leave to report as follows:

The purpose and intent of this measure is to require the
Auditor to conduct a sunrise review of the licensure and
regulation of herbal therapists.

Your Committee received testimony in support of this measure
from the Professional and Vocational Licensing Division of the
Department of Commerce and Consumer Affairs, the Regulated
Industries Complaints Office of the Department of Commerce and
Consumer Affairs, 'A'ali'i Group, and seven individuals.

Senate Bill No. 195 (2013) and Senate Bill No. 2439 (2014)
both propose the licensure and regulation of herbal therapists in
Hawaii. Your Committee finds that herbal therapists are involved
in the health care of individuals through the use and application
of herbal formulas and practices. Your Committee further finds
that herbal therapists are not presently required to be licensed,
certified, or regulated by the State.

Section 26H-6, Hawaii Revised Statutes, requires new measures
that would subject unregulated professions to licensing or other
regulatory controls to be referred to the Auditor for analysis.

SCR31 SD1 SSCR LRB 14-2446.doc



Accordingly, your Committee finds that an Auditor's sunrise analysis of the proposed licensure and regulation of herbal therapists will set forth the probable effects of the proposed regulatory measure, assess whether regulation is reasonably necessary to protect consumers, and assess whether alternate forms of regulation are appropriate.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 31, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,




DAVID Y. IGE, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 31 SD1	CPN, WAM	4/11/14		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.				✓
ENGLISH, J. Kalani				✓
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
	11	0	0	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes