

STAND. COM. REP. NO.

1208

Honolulu, Hawaii

March 27, 2015

RE: S.B. No. 725  
S.D. 2  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which  
was referred S.B. No. 725, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO DENTISTRY,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Authorize the Board of Dental Examiners to take immediate action to suspend a dental license upon the determination that the licensee is jeopardizing the health or safety of patients;
- (2) Establish procedures for the suspension of the license and administrative hearings related to the suspension; and
- (3) Authorize the revocation of the license if the licensee attempts to continue to practice dentistry while the license is suspended.

The Hawaii Dental Association supported the intent of this measure. The Board of Dental Examiners and Department of Commerce and Consumer Affairs commented on this measure.

SB725 HD1 HSCR CPC HMS 2015-2924



Your Committee has amended this measure by:

- (1) Authorizing the Director of Commerce and Consumer Affairs to issue an order to cease and desist from the unlicensed practice of dentistry or other violation of dental licensing laws, instead of authorizing the Board of Dental Examiners to summarily suspend the license;
- (2) Establishing procedures for issuance of the cease and desist order and administrative hearings related to the order;
- (3) Specifying that violation of the Director's order is a Class C felony;
- (4) Including dispensing tooth whitening agents or undertaking to whiten or bleach teeth as one of the activities within the practice of dentistry;
- (5) Changing its effective date to January 7, 2112, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 725, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 725, S.D. 2, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



ANGUS L.K. MCKELVEY, Chair



