

Honolulu, Hawaii  
**March 10**, 2016

RE: S.B. No. 805

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 805 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this measure is to permanently enact the amendments made by Act 255, Session Laws of Hawaii 2012, to the definitions of "the practice of nursing as a licensed practical nurse" and "the practice of nursing as a registered nurse".

Your Committee received testimony in support of this measure from the Board of Nursing, Hawaii Academy of Physician Assistants, The American Academy of Physician Assistants, Kauai Community Health Alliance, The Queen's Health Systems, and twenty-three concerned citizens.

Your Committee finds that Act 255, Session Laws of Hawaii 2012, amended the definitions of "the practice of nursing as a licensed practical nurse" and "the practice of nursing as a registered nurse" to include carrying out the orders of a licensed physician assistant practicing with physician supervision and acting as an agent of the supervising physician. Act 255 also provides that the amended definitions shall be repealed on July 1, 2017.

Your Committee believes that healthcare delivery in the State has improved since these definitions were amended because registered nurses now have clear authority to execute the orders



of physician assistants. Reverting to the previous definitions of "the practice of nursing as a licensed practical nurse" and "the practice of nursing as a registered nurse" may create confusion among health care providers and patients and negatively impact delivery of healthcare services in the State. Accordingly, your Committee believes that it is in the best interest of the State to make permanent the definitions of "the practice of nursing as a licensed practical nurse" and "the practice of nursing as a registered nurse" that were temporarily established in 2012.

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. 805 and recommends that it pass Third Reading.

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

  
ANGUS L.K. MCKELVEY, Chair



State of Hawaii  
House of Representatives  
The Twenty-eighth Legislature

HSCR 1023-16

**Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.: <b>SB 805</b>	Committee Referral: <b>HLT, CPC</b>	Date: <b>Feb 10, 2016</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> <del>Pass, with amendments (HD)</del> <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	/			
2. WOODSON, Justin H. (VC)	/			
3. BELATTI, Della Au				/
4. BROWER, Tom	/			
5. CREAGAN, Richard P.				/
6. HAR, Sharon E.	/			
7. HASHEM, Mark J.	/			
8. KAWAKAMI, Derek S.K.				/
9. LEE, Chris	/			
10. NAKASHIMA, Mark M.	/			
11. OSHIRO, Marcus R.	/			
12. SAN BUENAVENTURA, Joy A.	/			
13. TAKAYAMA, Gregg	/			
14. YAMANE, Ryan I.	/			
15. FUKUMOTO CHANG, Beth	/			
16. McDERMOTT, Bob		/		
		/		
<b>TOTAL (16)</b>	<b>12</b>	<b>1</b>	<b>0</b>	<b>3</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. _____ committee acronym(s)				
Vice Chair's or designee's signature: _____				
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