



DAVID Y. IGE  
GOVERNOR  
SHAN S. TSUTSUI  
LT. GOVERNOR

STATE OF HAWAII  
OFFICE OF THE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
335 MERCHANT STREET, ROOM 310  
P.O. Box 541  
HONOLULU, HAWAII 96809  
Phone Number: 586-2850  
Fax Number: 586-2856  
cca.hawaii.gov

CATHERINE P. AWAKUNI COLÓN  
DIRECTOR  
JO ANN M. UCHIDA TAKEUCHI  
DEPUTY DIRECTOR

PRESENTATION OF  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
REGULATED INDUSTRIES COMPLAINTS OFFICE

TO THE HOUSE COMMITTEE  
ON  
CONSUMER PROTECTION AND COMMERCE

TWENTY-EIGHTH STATE LEGISLATURE  
REGULAR SESSION, 2016

MONDAY, MARCH 21, 2016  
3:00 P.M.

TESTIMONY ON SENATE BILL NO. 2675 S.D.1  
RELATING TO LICENSING

TO THE HONORABLE ANGUS L.K. MCKELVEY, CHAIR,  
AND TO THE HONORABLE JUSTIN H. WOODSON, VICE CHAIR,  
AND MEMBERS OF THE COMMITTEE:

The Department of Commerce and Consumer Affairs ("Department") appreciates the opportunity to testify on Senate Bill No. 2675 S.D.1, Relating to Licensing. My name is Daria Loy-Goto and I am the Complaints and Enforcement Officer for the Department's Regulated Industries Complaints Office ("RICO"). RICO offers the following comments on the bill.

Senate Bill No. 2675 S.D.1 authorizes the Board of Dental Examiners, Hawaii Medical Board, the Board of Nursing, and the Board of Pharmacy ("Boards") to deny a license to an applicant who has been disciplined by another state or federal

agency. The bill also creates a new mechanism by which the Boards can impose the same disciplinary action against a licensee as was taken by another state or federal agency. The bill sets forth conditions for the disciplinary action and specifies that if the disciplinary action taken by the other state agency bans the licensee from practicing in that state, the licensee is prohibited from practicing in Hawaii until a final disciplinary order is issued.

Senate Bill No. 2675 S.D.1 is similar to the Department's administration bill, House Bill No. 2335 H.D.1, which this Committee heard and passed out with amendments. Senate Bill No. 2675 S.D.1 incorporates the reciprocal discipline process outlined in Section 1 of House Bill No. 2335 H.D.1 and expands the provisions to apply to dental, nursing, and pharmacy licensees.

Both Senate Bill No. 2675 S.D.1 and House Bill No. 2335 H.D.1 will create an important new mechanism RICO can use to discipline licensees who have been disciplined in another state and will allow the Boards to take action whenever a Hawaii licensee is disciplined elsewhere. RICO believes both bills will additionally serve to protect the safety of Hawaii patients during the disciplinary process by prohibiting a licensee who has been banned from practicing in another state from practicing in Hawaii until a final order is issued.

Thank you for the opportunity to testify on Senate Bill No. 2675 S.D.1. I will be happy to answer any questions the Committee may have.

**PRESENTATION OF THE  
HAWAII MEDICAL BOARD**

TO THE HOUSE COMMITTEE ON  
CONSUMER PROTECTION & COMMERCE

TWENTY-EIGHTH LEGISLATURE  
Regular Session of 2016

Monday, March 21, 2016  
3:00 p.m.

**TESTIMONY ON SENATE BILL NO. 2675, S.D. 1, RELATING TO LICENSING.**

TO THE HONORABLE ANGUS L.K. MCKELVEY, CHAIR,  
AND MEMBERS OF THE COMMITTEE:

My name is Ahlani Quiogue, and I am the Executive Officer of the Hawaii Medical Board ("Board"). Thank you for the opportunity to testify in support of Sections 3 and 7 of Senate Bill No. 2675, S.D. 1, Relating to Licensing.

Senate Bill No. 2675, S.D. 1, authorizes the Board to impose the same disciplinary action against a licensee as was taken by another state or federal agency, establishes conditions for the disciplinary action, and prohibits the licensee from practicing until a final order of discipline is issued if the licensee has been prohibited from practicing in another state. Additionally, Senate Bill No. 2675, S.D. 1, proposes to allow the Board, at its discretion, to deny a license to any applicant who has been disciplined by another state or federal agency.

The Board supports this measure as it will expedite the disciplinary process when a Hawaii licensee is disciplined by another state or federal agency. Most importantly, Senate Bill No. 2675, S.D. 1, affords the Board with certain safety mechanisms which allows it to carry out its legislative mandate to protect the consumers of this State from unsafe or incompetent practitioners.

Testimony on Senate Bill No. 2675, S.D. 1  
Monday, March 21, 2016  
Page 2

Thank you for the opportunity to submit testimony in support of Senate Bill  
No. 2675, S.D. 1, Relating to Licensing.