

**PRESENTATION OF THE  
HAWAII MEDICAL BOARD**

TO THE HOUSE COMMITTEE ON HEALTH

TWENTY-EIGHTH LEGISLATURE  
Regular Session of 2016

Friday, March 11, 2016  
9:00 a.m.

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

TO THE HONORABLE DELLA AU BELATTI, 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.

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



DAVID Y. IGE  
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PRESENTATION OF  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
REGULATED INDUSTRIES COMPLAINTS OFFICE

TO THE HOUSE COMMITTEE  
ON  
HEALTH

TWENTY-EIGHTH STATE LEGISLATURE  
REGULAR SESSION, 2016

FRIDAY, MARCH 11, 2016  
9:00 A.M.

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

TO THE HONORABLE DELLA AU BELATTI, CHAIR,  
AND TO THE HONORABLE RICHARD P. CREAGAN, 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 specifics 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 without 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.



**Friday March 11, 2016**  
**9:00 AM.**  
**Capitol Rm. 329**

To: HOUSE COMMITTEE ON HEALTH  
Rep. Della Au Belatti, Chair  
Rep. Richard Creagan, Vice Chair

From: Hawaii Medical Association  
Dr. Scott McCaffrey, MD, President  
Dr. Linda Rasmussen, MD, Legislative Co-Chair  
Dr. Ronald Keinitz, MD, Legislative Co-Chair  
Dr. Christopher Flanders, DO, Executive Director  
Lauren Zirbel, Community and Government Relations

Re: SB 2675 SD1 – RELATING TO LICENSING

## **IN SUPPORT**

Chair, Vice Chair, and Committee Members:

The Hawaii Medical Association supports SB 2675 SD1.

The HMA is fully supportive of quick and decisive action in the event of adverse disciplinary actions taken against physicians in another state. We do feel the language of the bill should maintain the discretionary and decision-making power of the Board of Medicine rather than proscriptive statutory language. It is especially important that we utilize the Board members experience and expertise in dealing with actions involving privilege revocation, as there are multiple reasons this might occur, including those which do not effect patient safety, including administrative suspension for delinquent medical records or age-related revocation.

Thank you for the opportunity to provide this testimony.

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