
HOUSE CONCURRENT RESOLUTION

REQUESTING A SUNRISE ANALYSIS OF THE REGULATION OF DENTAL
ASSISTANTS.

1 WHEREAS, dental assistants are a currently unregulated
2 profession in Hawaii; and

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4 WHEREAS, H.B. No. 374, H.D. 1 (2017), introduced during the
5 Regular Session of 2017, proposes to regulate the practice of
6 dental assistants by establishing regulatory controls that may
7 affect dental assistants; and

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9 WHEREAS, H.B. No. 374, H.D. 1 (2017), does not propose to
10 require dental assistants to be registered, certified, or
11 licensed, but instead merely proposes to prohibit the Board of
12 Dental Examiners from adopting rules under which the duties of
13 dental assistants will infringe upon, or overlap or conflict
14 with, the duties of dental hygienists; and

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16 WHEREAS, other states require dental assistants to be
17 either registered or licensed; and

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19 WHEREAS, section 26H-6, Hawaii Revised Statutes (HRS),
20 requires certain regulatory measures to be referred to the
21 Auditor for analysis if the regulatory measure being considered
22 for enactment would subject unregulated professions and
23 vocations to licensing or other regulatory controls upon
24 enactment; and

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26 WHEREAS, section 26H-6, HRS, further requires that referral
27 to the Auditor shall be by concurrent resolution that identifies
28 a specific legislative bill to be analyzed and that the analysis
29 shall:

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H.C.R. NO. 175

- 1 (1) Set forth the probably effects of the proposed
- 2 regulatory measure;
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- 4 (2) Assess whether the enactment of the proposed
- 5 regulatory measure is consistent with the legislative
- 6 policies of the Hawaii Regulatory Licensing Reform
- 7 Act, chapter 26H, HRS; and
- 8
- 9 (3) Assess alternative forms of regulation;


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11 now, therefore,

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13 BE IT RESOLVED by the House of Representatives of the
14 Twenty-ninth Legislature of the State of Hawaii, Regular Session
15 of 2017, the Senate concurring, that in accordance with section
16 26H-6, Hawaii Revised Statutes, the Auditor is requested to
17 conduct a sunrise analysis of H.B. No. 374 H.D. 1, introduced
18 during the Regular Session of 2017, relating to certain
19 regulatory controls that may affect dental assistants; and

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21 BE IT FURTHER RESOLVED that the Auditor is requested to
22 submit findings and recommendations, including any proposed
23 legislation, to the Legislature not less than twenty days prior
24 to the convening of the Regular Session of 2018; and

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26 BE IT FURTHER RESOLVED that a certified copy of this
27 Concurrent Resolution be transmitted to the Auditor.

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OFFERED BY: 

MAR 10 2017

