

Honolulu, Hawaii

FEB 15 2017

RE: S.B. No. 223
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committees on Commerce, Consumer Protection, and Health and Public Safety, Intergovernmental, and Military Affairs, to which was referred S.B. No. 223 entitled:

"A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize a naturopathic physician to prescribe controlled substances that are consistent with naturopathic medical practice; and
- (2) Clarify that narcotic drugs shall not be included within the naturopathic formulary.

Your Committees received testimony in support of this measure from the Board of Naturopathic Medicine, Hawaii Society of Naturopathic Physicians, and thirty-eight individuals. Your Committees received testimony in opposition to this measure from the Hawaii Medical Association, and one individual. Your Committees received comments on this measure from the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and one individual.

Your Committees find that naturopathic physicians provide skilled and quality care to patients throughout the State. Although naturopathic physicians in Hawaii have the ability to



prescribe many of the medicines commonly prescribed in family practice, they are unable to prescribe controlled substances. This measure therefore authorizes a naturopathic physician to prescribe controlled substances that are consistent with naturopathic medical practice, but specifies that narcotic drugs are not to be included within the naturopathic formulary.

Your Committees further find that the Board of Naturopathic Medicine suggested in testimony before your Committees that the prescriptive authority of controlled substances be limited to testosterone, a schedule III controlled substance that is consistent with the practice of naturopathic medicine. Your Committees agree with the suggestion of the Board of Naturopathic Medicine and conclude that amendments to this measure are necessary.

Your Committees have amended this measure by:

- (1) Clarifying that the prescriptive authority of controlled substances for naturopathic physicians is limited to testosterone;
- (2) Clarifying that naturopathic physicians who violate the Uniform Controlled Substances Act can face disciplinary action; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Commerce, Consumer Protection, and Health and Public Safety, Intergovernmental, and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 223, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 223, S.D. 1, and be referred to your Committees on Judiciary and Labor and Ways and Means.



Respectfully submitted on
behalf of the members of the
Committees on Commerce,
Consumer Protection, and Health
and Public Safety,
Intergovernmental, and Military
Affairs,

Clarence K. Nishihara

CLARENCE K. NISHIHARA, Chair

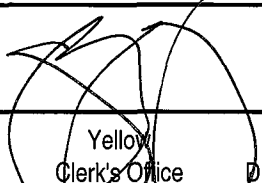
Rosalyn H. Baker

ROSALYN H. BAKER, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental, and Military Affairs
PSM

Bill / Resolution No.:* SB 223	Committee Referral: CPH/PSM, JDL/WAM	Date: 2/9/17		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	✓			
WAKAI, Glenn (VC)	✓			
BAKER, Rosalyn H.	✓			
IHARA, Jr., Les				✓
THIELEN, Laura H.	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; margin-top: 10px;">  </div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes