Honolulu, Hawaii

March 2

, 2018

RE: H.B. No. 2271

H.D. 2

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 2271, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE PRACTICE OF BEHAVIOR ANALYSIS,"

begs leave to report as follows:

The purpose of this measure is to improve access to services for individuals who would benefit from behavioral analysis services and interventions by:

- (1) Exempting individuals working within the scope of practice or duties of another licensed profession that overlaps with the practice of behavior analysis and individuals working under the direct supervision of an appropriate licensed professional from licensure requirements;
- (2) Clarifying that the exemption for direct support workers in school settings who directly implement a behavior analysis program under the supervision of a licensed professional does not require that services are provided pursuant to an individualized education plan; and

(3) Clarifying that direct support workers in school settings shall work under the supervision of a licensed behavior analyst.

Hawai'i Psychological Association and numerous concerned individuals testified in support of this measure. Two concerned individuals testified in opposition to this measure. The Department of Education, Department of Commerce and Consumer Affairs Regulated Industries Complaint Office, Hawaii Disability Rights Center, Hawaii State Teachers Association, Hawai'i Association for Behavior Analysis, American Psychological Association Practice Organization, Aloha Behavioral Associates, and numerous concerned individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2271, H.D. 2, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Finance,



State of Hawaii House of Representatives HSCIZ 915-18 The Twenty-ninth Legislature

Record of Votes of the Committee on Finance

Bill/Resolution No.: HB 2271 HD 2	Committee Referral:	Date:	123/2	2018
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)				
2. CULLEN, Ty J.K. (VC)	V			
3. CACHOLA, Romy M.				
4. DeCOITE, Lynn				~
5. FUKUMOTO, Beth				
6. GATES, Cedric Asuega				
7. HOLT, Daniel				
8. KEOHOKALOLE, Jarrett				
9. KOBAYASHI, Bertrand				
10. LOWEN, Nicole E.				
11. NAKAMURA, Nadine K.				
12. TODD, Chris				
13. YAMASHITA, Kyle T.				
14. TUPOLA, Andria P.L.				
15. WARD, Gene				
TOTAL (15)	9	Ø	Ø	6
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				