

SB738

Measure Title: RELATING TO HEALTH CARE PRACTITIONERS.

Report Title: Health Care Practitioners; Disclosure; License; Highest Level of Academic Degree

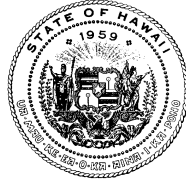
Description: Requires specified health care practitioners to disclose to patients the practitioner's name, license, highest level of academic degree, and board certification, where applicable.

Companion:

Package: None

Current Referral: CPH

Introducer(s): GREEN, K. RHOADS, Espero



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

WRITTEN TESTIMONY ONLY

**Testimony COMMENTING on S.B. 738 S.D. 1 Proposed
RELATING TO HEALTH CARE PRACTITIONERS.**

SENATOR ROSALYN H. BAKER, CHAIR
SENATE COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH
Hearing Date: February 26, 2018 Room Number: 229

1 **Fiscal Implications:** None.

2 **Department Testimony:** The Department of Health appreciates the intent of this bill and offers
3 comments on S.B. 738 S.D. 1 Proposed. This measure will expand the pool of orthodontists who
4 are eligible to perform orthodontic services for treatment of orofacial anomalies for which health
5 insurance coverage is required to any licensed dentist who has completed an orthodontic
6 residency program. The Department recommends the offered amendments below to assure
7 quality of services for this special needs population.

8 Thank you for the opportunity to testify on this bill.

9 **Offered Amendments:** Amend Section 431:10A-132, Hawaii Revised Statute, subsection (h)
10 with:

11 “Orthodontic services” mean direct or consultative services, provided by a licensed
12 dentist who has completed an orthodontic residency program accredited by the
13 Commission on Dental Accreditation (CODA).

14 Amend Section 432:1-613, Hawaii Revised Statute, subsection (g) with:

15 “Orthodontic services” mean direct or consultative services, provided by a licensed
16 dentist who has completed an orthodontic residency program accredited by the
17 Commission on Dental Accreditation (CODA).

18 New statutory material is underscored.

Monday, February 26, 2018 at 9:45am
Conference Room 229

Senate Committee on Commerce, Consumer Protection, and Health

To: Senator Rosalyn H. Baker, Chair
Senator Jill N. Tokuda, Vice Chair

From: Michael Robinson
Vice President – Government Relations & Community Affairs

Re: SB 738, Proposed SD1 – Comments

My name is Michael Robinson, and I am the Vice President of Government Relations and Community Affairs at Hawai'i Pacific Health (HPH). Hawai'i Pacific Health is a not-for-profit health care system with over 70 locations statewide including medical centers, clinics, physicians and other caregivers serving Hawai'i and the Pacific Region with high quality, compassionate care. Its four medical centers – Kapi'olani, Pali Momi, Straub and Wilcox – specialize in innovative programs in women's health, pediatric care, cardiovascular services, cancer care, bone and joint services and more. Hawai'i Pacific Health is recognized nationally for its excellence in patient care and the use of electronic health records to improve quality and patient safety.

SB 738, Proposed SD1 amends the definition of "orthodontic services" and expands the pool of orthodontists who are eligible to perform orthodontic services for the treatment of orofacial anomalies for which health insurance coverage is required. With the expended definition, a licensed dentist who has completed an orthodontic residency program may perform the procedures needed to correct orofacial anomalies. HPH is aware of the issues stemming from the limited number of orthodontists who perform the corrective procedures and who are certified by the American Board of Orthodontics (ABO). We note that the original bill leading to the passage of "Anya's Law" resulted from the collaborative efforts of HPH, the Department of Health (DOH) and HMSA. HPH is committed to continuing to work with DOH, HMSA and other stakeholders in an effort to reach a mutually agreeable solution.

Thank you for this opportunity to testify.



An Independent Licensee of the Blue Cross and Blue Shield Association

February 26, 2018

The Honorable Rosalyn H. Baker, Chair
The Honorable Jill N. Tokuda, Vice Chair
Senate Committee on Commerce, Consumer Protection, and Health

Re: SB 738, Proposed SD1 – Relating to Health Care Practitioners

Dear Chair Baker, Vice Chair Tokuda, and Committee Members:

The Hawaii Medical Association (HMSA) appreciates the opportunity to testify on SB 738, proposed SD1, which seeks to expand the pool of orthodontists who are eligible to perform medically necessary orthodontic services for the treatment of certain orofacial anomalies for which health insurance coverage is mandatory.

HMSA recognizes the importance of this benefit to children born with orofacial anomalies like cleft palate and, and as such, we worked closely with the stakeholder community in reaching compromise on Act 213 (2015). This Bill would remove language that requires licensed dentists performing orofacial surgery from having American Board of Orthodontics (ABO) certification; this certification requirement was, and is, intended to ensure our members receive the safest and highest quality of service for their condition.

Thank you for allowing us to testify on this measure.

Sincerely,

Pono Chong
Vice-President, Government Relations



Twenty-Ninth Legislature, 2018
State of Hawaii

Senator Rosalyn H. Baker, Chair
Senator Jill N. Tokuda, Vice Chair
Senate Committee on Commerce, Consumer Protection, and Health

Lifetime of Smiles Hawaii, a family support group
Lifetimeofsmiles@gmail.com

Monday, February 26, 2018

Support for SB738 SD1 proposed

Lifetime of Smiles Hawaii is a support group for families and caregivers of children who are born with orofacial anomalies. We are testifying in strong support of SB739 SD1 proposed, which would expand the number of orthodontists eligible to perform the medically necessary orthodontic services described in section 431:10A-132, Hawaii Revised Statutes.

By including language that requires a licensed dentist with a certification in orthodontics by the American Board of Orthodontics for “Orthodontic Services”, it unnecessarily limits the number of Orthodontists that can perform the “medically necessary” orthodontic treatments for individuals with orofacial anomalies. Here are a few statistics to support this assertion:

- A certification by the American Board of Orthodontics (ABO) is voluntary and not required to practice Orthodontics.
- There are approximately 40 Orthodontists in the State of Hawaii and only 11 have the ABO certification.
 - Of the 11 that have the ABO certification, there are 8 located on Oahu and 4 located on Maui. There are 0 located on Kauai and Hawaii Island.
- Of the 11 that have the ABO certification, only a few have performed the “medically necessary” orthodontic procedures for individuals with orofacial anomalies, and only in limited circumstances.

Thank you for the opportunity to testify in support of SB738 SD1 proposed.

Respectfully submitted,
Lifetime of Smiles Hawaii Ohana

SB-738

Submitted on: 2/23/2018 12:49:34 AM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Teresa Parsons	Individual	Support	No

Comments:

Senators,

I stand in support of the measure. While it is a shame to need a law compelling healthcare providers to disclose their name, specialty and highest level of education, it will provide incentive to do the right thing. In my over 35 years in healthcare, I always introduced myself. Healthcare personnel should be proud to tell patients their name, specialty and education. In my mind, it promotes a sense of confidence in the patient.

I urge you to support this measure and vote to move it to the full legislature for a vote.

Mahalo for allowing me to submit testimony in support of this Bill.

SB-738

Submitted on: 2/23/2018 2:08:29 PM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

SB-738

Submitted on: 2/24/2018 7:17:35 AM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Eileen Matsumoto	Individual	Support	No

Comments:

Senator Baker and Senator Tokuda,

I strongly support SB 738 SD 1 which will expand the pool of orthodontists eligible to perform medically necessary orthodontic services for special needs children and youth born with orofacial anomalies, and for which health insurance coverage is mandatory.

Sincerely Yours,

Eileen Matsumoto

SB-738

Submitted on: 2/24/2018 7:57:17 AM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Alma Sakagawa	Individual	Support	No

Comments:

I support expanding the pool of orthodontist for SB8738

SB-738

Submitted on: 2/24/2018 5:14:15 PM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Joan Ceccarelli Meister	Individual	Support	No

Comments:

I am a citizen who interacts with children who have craniofacial anomalies. I fully support this bill as an addendum to the original Anyas Law. The wording in the original bill does not accurately portray the licensing and accreditation that is appropriate for the orthodontists that are trained to care for children with craniofacial anomalies. The working in the addendum more accurately reflects the appropriate credentials and is consistent with the language used by craniofacial centers across the nation.

Obtaining the correct orthodontic intervention at the appropriate time in a patient's life is necessary to assure appropriate speech/bite occlusion and oral health for these children. Treatment is time sensitive and there are specific orders that treatment must progress through. THANKYOU very much!

Joan C Meister MD

TESTIMONY BEFORE THE SENATE COMMITTEE ON Commerce, Consumer Protection, and Health

RE: SB 738 SD1 Relating to Health

Saturday, February 24, 2018

Dear Senators Rosalyn Baker, Jill Tokuda, and Members of the Committee:

My name is Kim Virtudazo. I am a teacher at James Campbell High School in Ewa Beach and a mother of two amazing kids, Logan who is 6 and Lily who is 3. I am submitting testimony in SUPPORT of SB738 SD 1, which would expand the number of orthodontists eligible to perform the medically necessary orthodontic services described in section 431:10A-132, Hawaii Revised Statutes.

When HB 174 was introduced several years ago, my Logan sat on my lap as we testified in person. When it was passed, our family was lucky enough to be invited to the public signing. Fortunately there are lots of doctors who can perform these surgeries. By limiting the doctors who can perform these surgeries, it limits families and their options. This law was intended to help as many children as possible, so please allow this law to help as many people as it was intended to by passing SB 738 SD1.

So today, I ask that you SUPPORT SB 738 SD 1, so that the law can help all of the intended children across the state.

Thank you for your time and consideration,

Kim Virtudazo, Ewa Beach

SB-738

Submitted on: 2/25/2018 7:22:20 AM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
kathleen mishina	Individual	Support	No

Comments:

I SUPPORT THIS BILL WHICH WILL EXPAND THE POOL OF ORTHODONTIST WHO CAN TREAT CHILDREN WITH OROFACIAL ANOMALIES SUCH AS CLEFT LIP AND PALATE, TO INCLUDE DENTISTS WHO HAVE COMPLETED ORTHODONTIC RESIDENCY PROGRAMS.

SB-738

Submitted on: 2/25/2018 8:21:31 AM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Helen Lau	Individual	Support	No

Comments:

Dear Senators Rosalyn Baker, Jill Tokuda and the Committee members on Commerce, Consumer Protection and Health,

My name is Helen Lau, RN, MS, APRN-Rx and I am a pediatric nurse practitioner specializing in Cleft and Craniofacial Care for the past 11 years. I am writing in support of the amended language written in SB 738 SD1. "Any's law" was enacted to provide timely uninterrupted medically necessary orthodontic care to children with cleft and orofacial anomalies as part of their overall staged treatment plan.

Certification by the ABO in orthodontics is voluntary and has unnecessarily limited the pool of qualified orthodontists who are willing and able to treat children with orofacial anomalies. This has inadvertently created a barrier to access to care for private pay (HMO and PPO) patients.

The amended language is more consistent with legislation in other states across the nation and will increase access to care for our patients in Hawaii.

Thank you for your consideration,

Helen Lau, RN, MS, APRN-Rx

SB-738

Submitted on: 2/25/2018 4:51:06 PM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Gregg Hirohata Goto	Individual	Support	No

Comments:

Twenty-Ninth Legislature, 2018

State of Hawaii

Senator Rosalyn H. Baker, Chair

Senator Jill N. Tokuda, Vice Chair

Senate Committee on Commerce, Consumer Protection, and Health

Gregg Hirohata Goto

98-1851 Piki Street

Aiea, Hawaii 96701

Monday, February 26,2018

Support for SB738 SD1 proposed

Dear Chair Baker and Vice Chair Tokuda,

My name is Gregg Hirohata Goto. I am the proud parent of a boy who was born with a cleft lip and palate.

I am testifying in support of SB738, SD1 proposed, which would expand the number of orthodontists eligible to perform the medically necessary orthodontic services described in section 431:10A-132, Hawaii Revised Statues.

Since birth, my son has gone through several operations to improve his ability to eat and speak. Thanks to modern medical techniques and speech therapy, his eating a

speaking functions have improved and he can participate in most activities like a normal 5 year old child. However, when he is around age 6-8 he will need to undergo more surgery to fix the cleft he has on his gum line with an bone implant and need to undergo orthodontic treatment to improve the structure of his teeth thereafter. The State of Hawaii has a limited number of orthodontists. This measure will help children with cleft lip/palate more easily obtain necessary orthodontic services they need.

By including language that requires a licensed dentist with a certification in orthodontics by the American Board of Orthodontics for "Orthodontic Services", it unnecessarily limits the number of Orthodontists that can perform the "medically necessary" orthodontic treatments for individuals with orofacial anomalies. Here are a few statistics to support this assertion:

- A certification by the American Board of Orthodontics (ABO) is voluntary and not required to practice Orthodontics.
- There are approximately 40 Orthodontists in the State of Hawaii and only 11 have the ABO certification.
- Of the 11 that have the ABO certification, there are 8 located on Oahu and 4 located on Maui.
- Of the 11 that have the ABO certification, only a few have performed the "medically necessary" orthodontic procedures for individuals with orofacial anomalies, and only in limited circumstances.

As such, I support the passage of this measure.

Thank you for your consideration on this measure.

Sincerely,

Gregg Hirohata Goto

SB-738

Submitted on: 2/25/2018 9:33:33 PM

Testimony for CPH on 2/26/2018 9:45:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jeanette White	Individual	Support	No

Comments:

Twenty-Ninth Legislature, 2018
State of Hawaii

Senator Rosalyn H. Baker, Chair
Senator Jill N. Tokuda, Vice Chair
Senate Committee on Commerce, Consumer Protection, and Health

The Maga Family
6207 Kawaihae Place
Honolulu, Hawaii 96825

Monday, February 26, 2018

Support for SB738 SD1 proposed

We are the Maga family, Anya, Jason and Michelle. We are testifying in strong support of SB738 Proposed SD1, which would expand the number of orthodontists eligible to perform the medically necessary orthodontic services described in section 431:10A-132, Hawaii Revised Statutes. Anya was born with a cleft lip & palate and requires these medically necessary orthodontic services.

Care for our unique keiki takes a skilled team of individuals. For our family, the most important question when we are making decisions about Anya's team is, do they have prior or current experience with cleft lip/cleft palate patients.

By including language that requires a licensed dentist with a certification in orthodontics by the American Board of Orthodontics for "Orthodontic Services", it unnecessarily limits the number of Orthodontists that can perform the "medically necessary" orthodontic treatments for individuals with orofacial anomalies. Here are a few statistics to support this assertion:

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- Of the 11 that have the ABO certification, only a few have performed the "medically necessary" orthodontic procedures for individuals with orofacial anomalies, and only in limited circumstances.

Thank you for the opportunity to testify in support of SB738 SD1 proposed.

Respectfully submitted,
Jason Maga
Michelle Pestel-Maga
Anya Maga