

JAN 18 2019

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# A BILL FOR AN ACT

RELATING TO HEALTH CARE PEER REVIEW.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that in order to ensure  
2 physicians in Hawai'i are well trained and committed to  
3 delivering high quality, safe, and effective care for patients,  
4 postgraduate medical physicians are required by the  
5 Accreditation Council for Graduate Medical Education, the  
6 national accrediting body for postgraduate medical programs, and  
7 by their specialty boards to learn about and participate in  
8 health care quality improvement activities. This is done in  
9 close alignment with the health care entities who provide the  
10 clinical learning environment for these trainees. One of the  
11 core competencies that all physicians are expected to attain by  
12 the end of their residency training is to continually improve  
13 patient care through constant self-evaluation and life-long  
14 learning. Resident physicians and fellows are expected to  
15 incorporate formative evaluation feedback, such as peer-review  
16 pursuant to chapter 671D, Hawaii Revised Statutes, into their  
17 daily practice. They are also expected to participate in



1 identifying system errors and in implementing potential system  
2 solutions, which mirrors the intent of chapter 671D, Hawaii  
3 Revised Statutes.

4 The legislature finds that although postgraduate medical  
5 physicians can be named in lawsuits, they are unable to  
6 participate in the peer review processes that are intended to  
7 improve the quality of medical care delivery. Accordingly, the  
8 purpose of this Act is to encourage postgraduate medical  
9 physicians to participate in peer-review processes by affording  
10 them the same incentives and protections as licensed physicians  
11 engaging in effective peer review.

12 SECTION 2. Section 671D-4, Hawaii Revised Statutes, is  
13 amended by amending the definition of "physician" to read as  
14 follows:

15 ""Physician" means an individual licensed under chapter 453  
16 or section 463E-1, to practice medicine or surgery or osteopathy  
17 or podiatric medicine; a resident physician or fellow  
18 participating in a graduate medical education program as defined  
19 in section 304A-1701; an individual licensed under chapter 448  
20 to practice dentistry or dental surgery; or any individual who,  
21 without authority, holds oneself out to be so authorized."



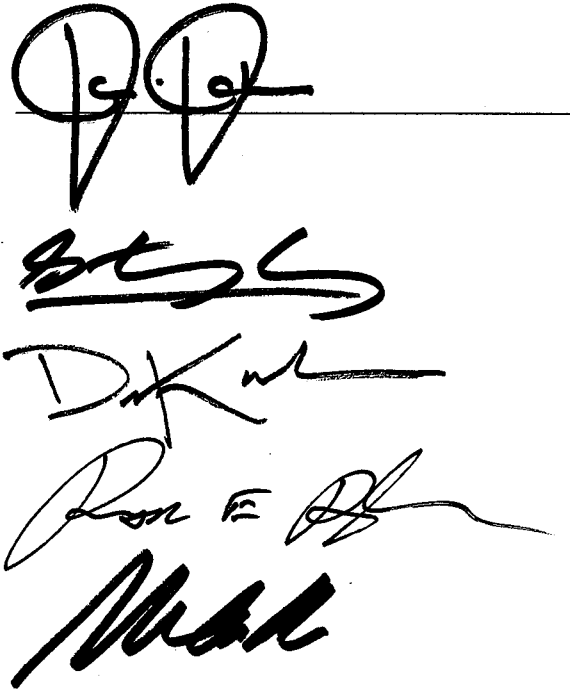
# S.B. NO. 902

1 SECTION 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:



The text block contains five handwritten signatures stacked vertically. The first signature is written over a horizontal line. The signatures are: 1. A stylized signature with two large loops. 2. A signature that appears to be 'B. S. S.'. 3. A signature that appears to be 'D. K. W.'. 4. A signature that appears to be 'R. E. B.'. 5. A signature that appears to be 'M. A. L.'.



# S.B. NO. 902

**Report Title:**

Health Care Peer Review; Residents and Fellows

**Description:**

Provides resident physicians and fellows participating in a graduate medical education program with the same incentives and protections as licensed physicians engaging in the health care peer review process.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

