

Testimony of the Board of Dentistry

**Before the
House Committee on Health
and
House Committee on Intrastate Commerce**

**Thursday, January 30, 2020
8:30 a.m.
State Capitol, Conference Room 329**

**On the following measure:
H.B. 2100, RELATING TO HEALTH**

Chair Mizuno, Chair Ohno, and Members of the Committees:

My name is Sandra Matsushima, and I am the Executive Officer of the Board of Dentistry (Board). The Board offers comments on this bill.

The purposes of this bill are to: (1) establish the dental assistant task force within the Department of Commerce and Consumer Affairs; and (2) require the task force to submit a report to the 2021 Legislature.

The Board will review this bill at its next publicly noticed meeting on February 10, 2020. In the meantime, the Board notes this measure was the result of a meeting among stakeholders. On December 2, 2019, Chair Mizuno, Chair Takumi's staff, and representatives from the Hawaii Dental Association, the Hawaii Dental Hygiene Association, the Kapiolani Community College Dental Assisting Program, and the Board met and agreed to form a task force to address the regulation of dental assistants. The Board continues to support this concept and looks forward to working with the stakeholders to reach a mutual agreement.

Thank you for the opportunity to testify on this bill.



HAWAI‘I STATE ETHICS COMMISSION

State of Hawai‘i · Bishop Square, 1001 Bishop Street, ASB Tower 970 · Honolulu, Hawai‘i 96813

Committees: Committee on Health
 Committee on Intrastate Commerce
Bill Number: H.B. 2100
Hearing Date/Time: Thursday, January 30, 2020, 8:30 a.m.
Re: Testimony of the Hawai‘i State Ethics Commission
 with **COMMENTS AND PROPOSED AMENDMENT** to
 H.B. 2100, Relating to Health

Chair Mizuno, Vice Chair Kobayashi, and Members of the Committee on Health, and
Chair Ohno, Vice Chair Kobayashi, and Members of the Committee on Intrastate Commerce:

The Hawai‘i State Ethics Commission (“Commission”) respectfully suggests the deletion of the second sentence of Section 2, subsection (c): “No member of the task force shall be made subject to chapter 84, Hawaii Revised Statutes, solely because of that member's participation as a member of the task force.”

The Ethics Commission’s longstanding practice is to exclude the activities of task force members from the general provisions of the State Ethics Code, Hawai‘i Revised Statutes (“HRS”) chapter 84, making the language in H.B. 2100 largely unnecessary.

Additionally, just last session, the Legislature enacted language in the Ethics Code that specifically applies to task force members and their potential conflicts of interests:

[E]very task force member or designee or representative of a task force member shall publicly disclose the nature and extent of any interest or transaction that the task force member or task force members’ designee or representative believes may be affected by the task force member’s official action.

HRS § 84-13(c).¹ As such, an outright exemption for task force activities from chapter 84 appears contrary to the Legislature’s intent in enacting the above-quoted language just last year.

¹ The Legislature also directed the Commission to adopt rules to effectuate this section; on March 19, 2020, the Commission intends to hold a public hearing on a large package of administrative rules, including a proposed rule regarding task force members’ disclosures of potential conflicts of interests. The proposed rule on this topic currently provides as follows:

This disclosure shall be made verbally at the first available meeting of the task force and shall be memorialized in any task force

(continued)

The Commission respectfully requests that the Committees delete this proposed language from H.B. 2100. The Commission is aware that bills proposing task forces often contain an identical sentence purporting to exclude task force activities from chapter 84, and the Commission will be making the same request as to those measures as well.

Thank you for your continuing support of the Commission's work and for considering the Commission's testimony on H.B. 2100.

Very truly yours,

Daniel Gluck
Executive Director and General Counsel

report. If no meeting is to occur before the task force member, designee, or representative takes official action affecting their interests, the disclosure shall be made in writing to all other task force members, and then subsequently in any task force report.



Testimony in Support of HB2100, Relating to Health

January 28, 2020

COMMITTEE ON HEALTH and COMMITTEE ON ITRASTATE COMMERCE:

The Hawaii Dental Hygienists' Association (HDHA) supports the intent of **HB2100**. We applaud your leadership in initiating this important measure during the 2020 legislative session.

As always, The Hawaii Dental Hygienists' Association would like to convey our core desire that dentists, hygienists and dental assistants continue to be integral members of the oral health team, and feel that the public is best served and protected when all members of the Oral Health workforce are properly educated, trained, and regulated. We are happy to work with key stakeholders in the Oral Health community to come to a consensus on how to best protect the public while utilizing Dental Assistants to their fullest within the parameters of the law.

HDHA thanks you for your time and consideration of **HB2100**.



Hawaii Dental Association

To: House Committee on Health
Time/Date: 8:30 a.m., Thursday, January 30, 2020
Location: State Capitol Room 329
Re: HB 2100, Relating to Health

Aloha Chair Mizuno, Vice Chair Kobayashi, Chair Ohno, Vice Chair Kobayashi and members of the committees:

The Hawaii Dental Association (HDA), a professional association comprised of approximately 950-member dentists, is in strong support of HB 2100, relating to health. This bill establishes a dental assistant task force within DCCA and requires a report to the legislature.

Regulation of dental assistants has been addressed in a state Legislative Auditor's report which encouraged a tiered regulatory approach. We support a tiered approach, while recognizing that there may be costs associated with the Department of Commerce and Consumer Affairs and logistical challenges in implementing it. We have worked collaboratively with educators, regulators, and representatives of other organizations to address regulating dental assistants and are supportive of efforts to establish a working group comprised of these organizations and the Department of Health to ensure implementation and impacts can be considered prior to adoption.

We continue to support legislation aimed at enhancing and promoting oral health, utilizing the appropriate supervised integration of dental assistants in the dental team, that will ensure patient safety.

HDA is a statewide membership organization representing dentists practicing in Hawaii and licensed by the State of Hawaii's Board of Dentistry. HDA members are committed to protecting the oral health and well-being of the people of Hawaii, from keiki to kupuna and everyone in between.

Mahalo for the opportunity to testify in support of HB 2100.

Holliday Orthodontics
1245 Kuala St. Ste 110,
Pearl City 96782

January 30, 2019

To: House Committee on Health
House Committee on Intrastate Commerce
Time: 8:30 a.m.
Location: State Capitol Conference Room 329
Re: Support of HB 2100, Relating to Health

The Honorable Chair Mizuno, Vice Chair Bert Kobayashi, Chair Ohno, Vice Chair Dale Kobayashi and members of the Legislature.

House Bill 2100, Relating to Health which establishes the dental assistant task force within DCCA and requires a report to the legislature.

I am in support of this bill.

Thank you.

Dr. Curt Shimizu
cshimizu@hawaiiantel.net

To: Committee on Health
Committee on Intrastate Commerce

Date: 8:30 a.m., January 30, 2020

Location: Room 329

Re: House Bill 2100, Relating to Health

Aloha,

I am writing in support to HB 2100, which establishes a dental assistant task force within DCCA and requires a report to the Legislature.

Please move House Bill 2100 forward. Thank you for your attention.

House Committee on Health
Chair John Mizuno
Vice Chair Bertrand Kobayashi
House Committee on Intrastate Commerce
Chair Takashi Ohno
Vice Chair Dale Kobayashi

January 30, 2020
8:30 AM
Room 329
State Capitol
415 South Beretania Street

Re: House Bill 2100, Relating to Health

Aloha Chair Mizuno, Vice Chair Kobayashi, Chair Ohno, Vice Chair Kobayashi,

I support House Bill 2100. This bill establishes a dental assistant task force within DCCA and requires a report to the Legislature.

Please **SUPPORT** this bill.

Thank you,

Dr. Dayton Lum

Dr. Scott Kanamori
3434 Haleakala Hwy
Makawao, HI 96768

Hearing: 8:30 a.m., January 30, 2020

House Committee on Health
House Committee on Intrastate Commerce

Re: House Bill 2100, Relating to Health
Position: Support

Please move this measure forward. We support efforts to establish a dental assistant task force within DCCA and requires a report to the legislature.

Mahalo for your consideration.

January 29, 2020

Wayne S. H. Leong, DDS

*To: Committee on Health
Committee on Intrastate Commerce*

Date: 8:30 a.m., January 30, 2020

Location: Room 329

Re: House Bill 2100, Relating to Health

Aloha Chair Mizuno, Vice Chair Bert Kobayashi, Chair Ohno, Vice Chair Dale Kobayashi and members of the committees:

I am writing in support to HB2100, Relating to Health which establishes the dental assistant task force within DCCA and requires a report to the legislature.

Through the Hawaii Dental Association, we have worked with stakeholder organizations to address regulating dental assistants and are supportive of efforts to establish a working group. Please support this measure

Mahalo for the opportunity to testify on HB2100. Mahalo.

Sean Holliday, DDS, MS

Dr. Carla Fukumoto

321 N Kuakini St Suite 803

Honolulu, HI 96817

Aloha Chair John Mizuno, Vice Chair Bert Kobayashi, Chair Takashi Ohno, Vice Chair Dale Kobayashi and members of the committees:

I am writing to submit testimony in support of House Bill 2100 which establishes a dental assistant task force within DCCA and requires a report to the Legislature.

Regulating dental assistants is an important topic to promoting improved oral health for Hawaii. Efforts to establish regulations would benefit from the input of stakeholder organizations through a Task Force or working group which could address the implementation challenges of establishing educational requirements.

Please support this measure. Thank you for your consideration