

JAN 22 2021

A BILL FOR AN ACT

RELATING TO THE PRACTICE OF MEDICINE.

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

1 SECTION 1. The legislature finds that the definition of
2 the practice of medicine was last amended in 2008 by including a
3 distinct definition of osteopathic medicine. The legislature
4 further finds that medical doctors and osteopathic doctors are
5 both physicians of equivalent education and training and should
6 be regulated as such.

7 Accordingly, the purpose of this Act is to establish a
8 definition of the practice of medicine that provides uniformity
9 of practice for both medical and osteopathic physicians.

10 SECTION 2. Section 453-1, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "**§453-1 Practice of medicine defined.** For the purposes of
13 this chapter the practice of medicine by a physician or an
14 osteopathic physician includes the use of drugs and
15 medicines[~~7~~]; surgery; manual medicine; water[~~7~~];
16 electricity[~~7~~]; hypnotism[~~7~~]; telehealth; the interpretation of
17 tests, including primary diagnosis of pathology specimens,



1 medical imaging, or any physical; osteopathic medicine~~[, or];~~
2 any means or method~~[,];~~ or any agent, either tangible or
3 intangible, ~~[for the treatment of]~~ to diagnose, treat, prescribe
4 for, palliate, or correct disease, or prevent any human disease,
5 condition, ailment, pain, injury, deformity, illness, infirmity,
6 defect, or physical or mental condition in the human subject;
7 provided that ~~[when]~~ the person is a ~~[duly licensed]~~ physician
8 or osteopathic physician ~~[pronounces a person affected with any~~
9 ~~disease hopeless and beyond recovery and gives a written~~
10 ~~certificate to that effect to the person affected or the~~
11 ~~person's attendant nothing herein shall forbid any person from~~
12 ~~giving or furnishing any remedial agent or measure when so~~
13 ~~requested by or on behalf of the affected person.]~~ duly licensed
14 pursuant to this chapter.

15 This section shall not amend or repeal the law respecting
16 the treatment of those affected with Hansen's disease.

17 ~~[For purposes of this chapter, "osteopathic medicine" means~~
18 ~~the utilization of full methods of diagnosis and treatment in~~
19 ~~physical and mental health and disease, including the~~
20 ~~prescribing and administration of drugs and biologicals of all~~
21 ~~kinds, operative surgery, obstetrics, radiological, and other~~



S.B. NO. 598

1 ~~electromagnetic emissions, and placing special emphasis on the~~
2 ~~interrelation of the neuro-musculoskeletal system to all other~~
3 ~~body systems, and the amelioration of disturbed structure-~~
4 ~~function relationships by the clinical application of the~~
5 ~~osteopathic diagnosis and therapeutic skills for the maintenance~~
6 ~~of health and treatment of disease.] "~~

7 SECTION 3. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

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

10

INTRODUCED BY: Rosalyn D. Baker



S.B. NO. 598

Report Title:

Practice of Medicine; Medical Physicians; Osteopathic Physicians

Description:

Clarifies the definition of the practice of medicine to provide uniformity of practice between both medical physicians and osteopathic physicians.

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