

JAN 20 2023

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# A BILL FOR AN ACT

RELATING TO HEALTH.

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

1           SECTION 1. Section 466D-1, Hawaii Revised Statutes, is  
2 amended by amending the definitions of "practice of respiratory  
3 care" and "qualified medical direction" to read as follows:  
4           ""Practice of respiratory care" means providing assessment,  
5 therapy, management, rehabilitation, support services for  
6 diagnostic evaluation, education, and care for patients with  
7 deficiencies and abnormalities that affect the pulmonary system,  
8 including:  
9           (1) Respiratory care services, including the  
10           administration of pharmacological, diagnostic, and  
11           therapeutic care related to respiratory care  
12           procedures necessary for treatment, disease  
13           prevention, rehabilitative, or diagnostic regimens  
14           prescribed by a licensed physician[+], licensed  
15           osteopathic physician, licensed physician assistant,  
16           or licensed advanced practice registered nurse;



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- 1           (2) Observation and monitoring of signs, symptoms,  
2           reactions, and physical responses to respiratory care  
3           treatment and diagnostic testing;
- 4           (3) Diagnostic or therapeutic use of:
- 5           (A) Medical gases, excluding general anesthesia;
- 6           (B) Aerosols, humidification, environmental control  
7           systems, or invasive and non-invasive modalities;
- 8           (C) Pharmacological care related to respiratory care  
9           procedures;
- 10          (D) Mechanical or physiological ventilatory support,  
11          including maintenance of natural airways and  
12          insertion and maintenance of artificial airways;
- 13          (E) Cardiopulmonary resuscitation; and
- 14          (F) Respiratory protocol and evaluation or diagnostic  
15          and testing techniques required for  
16          implementation of respiratory care protocols; and
- 17          (4) The transcription and implementation of the written,  
18          verbal, and telecommunicated orders of a licensed  
19          physician, licensed osteopathic physician, licensed  
20          physician assistant, or licensed advanced practice



1           registered nurse, pertaining to the practice of  
2           respiratory care.

3           "Qualified medical direction" means ready access by a  
4           respiratory therapist to a licensed physician, licensed  
5           osteopathic physician, licensed physician assistant, or licensed  
6           advanced practice registered nurse, who has specialty training  
7           or experience in the management of acute and chronic respiratory  
8           disorders and who is responsible for the quality, safety, and  
9           appropriateness of the respiratory services provided by the  
10          respiratory therapist."

11          SECTION 2. Section 466D-4, Hawaii Revised Statutes, is  
12          amended to read as follows:

13          "~~[§]466D-4[§]—Physician supervision~~ Supervision required.  
14          No person shall practice respiratory care under this chapter  
15          except under the direct order and qualified medical direction of  
16          a physician or an osteopathic physician licensed pursuant to  
17          chapter 453[-], a physician assistant licensed pursuant to  
18          chapter 453, or an advanced practice registered nurse licensed  
19          pursuant to chapter 457."

20          SECTION 3. Statutory material to be repealed is bracketed  
21          and stricken. New statutory material is underscored.

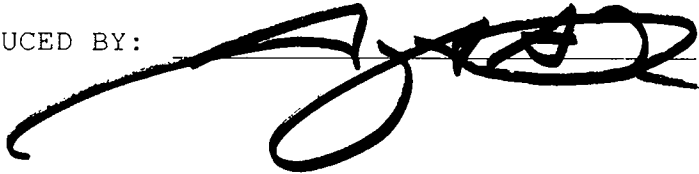


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1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

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# S.B. NO. 599

**Report Title:**

Respiratory Therapists; Supervision; Physician Assistants;  
Advanced Practice Registered Nurses

**Description:**

Expands the class of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advanced practice registered nurses.

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

