STAND. COM. REP. NO. 292 -10

Honolulu, Hawaii Fe 911, 2010

RE: H.B. No. 2029 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2029 entitled:

"A BILL FOR AN ACT RELATING TO PROFESSIONS AND OCCUPATIONS,"

begs leave to report as follows:

The purpose of this bill is to streamline government by:

- Repealing the regulatory programs for marriage and family therapists, dispensing opticians, occupational therapists, athlete agents, hearing aid dealers and fitters, and electrologists; and
- (2) Transferring the responsibility for regulating the occupations of barbering and cosmetology, and speech pathology and audiology, from the regulatory boards to the Department of Commerce and Consumer Affairs (DCCA).

The Board of Barbering and Cosmetology, Hawaii Medical Association, Hawaii Pacific Health, American Physical Therapy Association - Hawaii Chapter, Occupational Therapy Association of Hawaii, and numerous concerned individuals testified in opposition to this bill. DCCA, the Board of Speech Pathology and Audiology, Hawaii Medical Service Association, and American Occupational Therapy Association, Inc., provided comments.



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This bill seeks to enhance DCCA's efficiency by deregulating six professions and vocations and eliminating certain boards. Numerous testifiers expressed concerns regarding the potential impact of this bill on the quality of regulated services and consumer protections. Based on this testimony and upon further consideration, your Committee has amended this bill by:

- Restoring the regulatory programs for occupational therapists and dispensing opticians;
- (2) Restoring the Board of Speech Pathology and Audiology;
- (3) Repealing the regulatory program for barbers and cosmetologists; and
- (4) Making technical, nonsubstantive amendments for clarity and style.

As amended, this bill now repeals the regulatory programs for:

- (1) Barbers and cosmetologists;
- (2) Marriage and family therapists;
- (3) Athlete agents;
- (4) Hearing aid dealers and fitters; and
- (5) Electrologists.

HB2029 HD1 HSCR CPC HMS 2010-1793

In addition, the bill as amended no longer transfers regulatory authority from any board to DCCA.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2029, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2029, H.D. 1, and be referred to the Committee on Finance.

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Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ROBERT N. HERKES, Chair



HSCR 292-10

State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Committee Referral:		Date:	
нв 2029	CPC,FIN		February 3, 2010	
The committee is reconsidering its prev	vious decision on the measure.	1		
	unamended (as is) Pas short form bill with HD to reco	ss, with amendments		
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)				
2. WAKAI, Glenn (VC)				
3. BELATTI, Della Au				V
4. CABANILLA, Rida				V
5. CARROLL, Mele			for specific gifter the	V
6. ITO, Ken				
7. KARAMATSU, Jon Riki				
8. LUKE, Sylvia	V	3		Contraction and the contraction of the
9. McKELVEY, Angus L.K.	V.			
10. MIZUNO, John M.				1
11. MORITA, Hermina M.				
12. SOUKI, Joseph M.				
13. TSUJI, Clift				
14. MARUMOTO, Barbara C.				
15. THIELEN, Cynthia				
		/	/	
TOTAL (15)	- 11	ϕ	ϕ	4
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Commi	ttee Duplicate (Yollow) -	- Chief Clerk's Offic	e Duplicate (l	Pink) – HMSO