STAND. COM. REP. NO. 541

Honolulu, Hawaii FeS (8, 2011

RE: H.B. No. 337 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 337 entitled:

"A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS,"

beg leave to report as follows:

The purpose of this bill is to require registration for athletic trainers.

The Department of Education, the University of Hawaii, and the Hawaii Association of Athletic Trainers supported this measure. The Occupational Therapy Association of Hawaii supported the intent of the measure. The Regulated Industries Complaints Office in the Department of Commerce and Consumer Affairs, the State Auditor, the Hawaii Chapter of the American Physical Therapy Association, and an individual opposed this bill. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs provided comments.

Your Committee finds that Hawaii is one of only three states that does not currently regulate the practice of athletic training. Regulation of this industry will require that registered athletic trainers must demonstrate minimum competency in the field.

Your Committee amended this bill by:

(1) Adding a definition of "athlete";

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- (2) Prohibiting athletic trainers from seeking reimbursement from third party insurance payers for their services; and
- (3) Changing the effective date to July 1, 2020, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 337, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 337, H.D. 1, and be referred to the Committee on Finance.

> Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

GILBERT KEITH-AGARAN) Chair

ROBERT N. HERKES, Chair

# HSCR 341

### State of Hawaii House of Representatives The Twenty-sixth Legislature

## **Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.: HB 337 Committee	Referral: CPCA	JUD,FIN Date:	2/7/-	2011		
The committee is reconsidering its previous decision on the measure.						
The recommendation is to:          □ Pass, unamended (as is)         □ Pass, with amendments (HD)         □ Hold         □ Pass short form bill with HD to recommit for future public hearing (recommit)						
CPC Members	Ayes	Ayes (WR)	Nays	Excused		
1. HERKES, Robert N. (C)						
2. YAMANE, Ryan I. (VC)						
3. BROWER, Tom						
4. CABANILLA, Rida T.R.						
5. CARROLL, Mele	· · · · · · · · · · · · · · · · · · ·					
6. ITO, Ken						
7. KEITH-AGARAN, Gilbert S.C.	<u> </u>					
8. LUKE, Sylvia						
9. McKELVEY, Angus L.K.						
10. MORITA, Hermina M.						
11. OSHIRO, Blake K.						
12. SOUKI, Joseph M.						
13. TSUJI, Clift	/		10 a			
14. CHING, Corinne W.L.	Ζ,					
15. MARUMOTO, Barbara C.						
16. THIELEN, Cynthia						
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TOTAL (16)	1/			5		
The recommendation is: Adopted If joint referral, did not support recommendation.						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						

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## Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB337 Committee Referral: CPC/JWJ, FIN Date: 2/7/11							
□ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: <ul> <li>Pass, unamended (as is)</li> <li>Pass, with amendments (HD)</li> <li>Hold</li> <li>Pass short form bill with HD to recommit for future public hearing (recommit)</li> </ul>							
JUD Members	Ayes	Ayes (WR)	Nays	Excused			
1. KEITH-AGARAN, Gilbert S.C. (C)							
2. RHOADS, Karl (VC)							
3. BROWER, Tom							
4. CABANILLA, Rida T.R.							
5. CARROLL, Mele							
6. HERKES, Robert N.							
7. ITO, Ken							
8. LUKE, Sylvia							
9. McKELVEY, Angus L.K.							
10. MORITA, Hermina M.							
11. OSHIRO, Blake K.							
12. SOUKI, Joseph M.							
13. TSUJI, Clift							
14. FONTAINE, George R.							
15. MARUMOTO, Barbara C.							
16. THIELEN, Cynthia							
TOTAL (16)	η	ð	0	5			
The recommendation is: Adopted 🛛 Not Adopted							
If joint referral, did not support recommendation.							
committee acronym(s)							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO							