
A BILL FOR AN ACT

RELATING TO NATUROPATHIC PHYSICIANS.

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

1 SECTION 1. Chapter 455, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§455- Data collection of quality metrics and healthcare
5 outcomes; annual report filing. (a) The board shall design
6 standards and methodology for licensees to report and track
7 quality metrics and healthcare outcomes consistent with national
8 quality agencies such as the Agency for Healthcare Research &
9 Quality and National Committee for Quality Assurance, Centers
10 for Medicare and Medicaid Services, state health insurers, and
11 the office of the governor's healthcare transformation
12 coordinator.
13 (b) The board shall submit an annual report on data
14 collection of quality metrics and healthcare outcomes to the
15 legislature no later than twenty days prior to the convening of
16 the regular session of 2015 and every year thereafter."



1 SECTION 2. Section 455-1, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Continuing education courses" means courses approved by a
5 professional association or organization representing a licensed
6 profession whose program objectives are related to naturopathic
7 medicine; provided that the professional association or
8 organization is approved by the board."

9 SECTION 3. Section 455-8, Hawaii Revised Statutes, is
10 amended to read as follows:

11 **"§455-8 License to practice; biennial registration[-];**
12 **continuing education; liability insurance.** (a) Licenses to
13 practice naturopathic medicine shall be issued by the board to
14 those who qualify according to this chapter. Naturopathic
15 physicians licensed under this chapter shall observe and be
16 subject to all state requirements relative to reporting births
17 and all matters pertaining to the public health with equal
18 rights and obligations as physicians, surgeons, and
19 practitioners of other schools of medicine. These equal rights
20 shall apply to all matters of public health, including the
21 performance of medical examinations and evaluations.



1 (b) Every licensee shall renew the licensee's license on
2 or before December 31 of each odd-numbered year. Failure to
3 renew the license on or before December 31 of each odd-numbered
4 year shall automatically constitute a forfeiture of the license;
5 provided that the license shall be restored upon written
6 application therefor together with payment of the renewal fee,
7 all delinquent fees, [and] a penalty fee[-], and satisfactory
8 proof of compliance with the continuing education requirements
9 set forth in this section.

10 (c) Effective December 31, 2017, to qualify for a license
11 renewal:

12 (1) Each licensee shall complete at least thirty-five
13 hours of continuing education courses within the two-
14 year period preceding the renewal date; and

15 (2) The licensee shall complete a minimum of fifteen hours
16 of continuing education courses in pharmacology within
17 every licensing biennium.

18 (d) A licensee who graduated from a school, university, or
19 college of naturopathic medicine pursuant to section 455-3
20 within one year of the licensee's first renewal period shall not
21 be subject to the continuing education requirement for the first
22 license renewal.



1 (e) Each licensee shall be responsible for maintaining the
2 licensee's continuing education records, including but not
3 limited to certificates of completion of the continuing
4 education courses.

5 (f) Prior to December 31 of each odd-numbered year, each
6 licensee shall:

7 (1) Complete the renewal form prescribed by the board and
8 certify that the licensee has complied with the
9 continuing education requirement of this section for
10 the applicable renewal period; and

11 (2) Submit evidence of completion of the continuing
12 education courses taken during the applicable renewal
13 period to the board, including but not limited to
14 certificates of completion. At a minimum,
15 documentation shall contain the following information:

16 (A) Name of the licensee;

17 (B) Title of the continuing education course taken;

18 (C) Date that the continuing education course was
19 taken;

20 (D) Name of the professional association or
21 organization that approved the continuing
22 education course;



- 1 (E) Number of hours for the course; and
- 2 (F) Number of hours for the course in pharmacology.
- 3 (g) A licensee shall possess medical liability coverage of
- 4 not less than \$1,000,000 per occurrence or \$3,000,000 in the
- 5 aggregate, regardless of source and amount of patient
- 6 compensation."

7 SECTION 4. Section 455-11, Hawaii Revised Statutes, is

8 amended by amending subsection (a) to read as follows:

9 "(a) In addition to any other actions authorized by law,

10 the board shall have the power to deny, revoke, suspend, or

11 refuse to renew any license to practice naturopathic medicine

12 applied for or issued by the board in accordance with this

13 chapter, and to fine or otherwise discipline a licensee for any

14 cause authorized by law, including but not limited to the

15 following:

- 16 (1) Failure to meet or maintain the conditions and
- 17 requirements necessary to qualify for the issuance of
- 18 a license;
- 19 ~~[(1)]~~ (2) Procuring, or aiding or abetting in procuring, a
- 20 criminal abortion;
- 21 ~~[(2)]~~ (3) Employing any person to solicit patients;



- 1 ~~[(3)]~~ (4) Obtaining a fee on the assurance that a
2 manifestly incurable disease can be permanently cured;
- 3 ~~[(4)]~~ (5) Betraying a patient's confidence;
- 4 ~~[(5)]~~ (6) Making any untruthful and improbable statement in
5 advertising one's naturopathic practice or business;
- 6 ~~[(6)]~~ (7) False, fraudulent, or deceptive advertising;
- 7 ~~[(7)]~~ (8) Being habituated to the excessive use of drugs or
8 alcohol; or being addicted to, dependent on, or an
9 habitual user of a narcotic, barbiturate, amphetamine,
10 hallucinogen, or other drug having similar effects;
- 11 ~~[(8)]~~ (9) Practicing naturopathic medicine while the
12 ability to practice is impaired by alcohol, drug,
13 physical disability, or mental instability;
- 14 ~~[(9)]~~ (10) Procuring a license through fraud,
15 misrepresentation, or deceit or knowingly permitting
16 an unlicensed person to perform activities requiring a
17 license;
- 18 ~~[(10)]~~ (11) Professional misconduct or gross carelessness or
19 manifest incapacity in the practice of naturopathic
20 medicine;
- 21 ~~[(11)]~~ (12) Conduct or practice contrary to recognized
22 standard of ethics of the naturopathic profession;



- 1 ~~[(12)]~~ (13) Using medical service or treatment which is
2 inappropriate or unnecessary;
- 3 ~~[(13)]~~ (14) Submitting to or filing with the board any
4 notice, statement, or other document required under
5 this chapter which is false or untrue or contains any
6 material misstatement of fact~~[+]~~, including any false
7 certification of compliance with the continuing
8 education requirements pursuant to section 455-8;
- 9 ~~[(14)]~~ (15) Failure to report to the board any disciplinary
10 action taken against the licensee in another
11 jurisdiction within thirty days after the disciplinary
12 action becomes final;
- 13 ~~[(15)]~~ (16) Using the title "physician" without clearly
14 identifying oneself as being a naturopathic physician;
- 15 ~~[(16)]~~ (17) Prescribing, administering, and dispensing
16 naturopathic formulary that are not included in the
17 formulary established by the board under section 455-
18 6; and
- 19 ~~[(17)]~~ (18) Violation of any provision of this chapter or
20 rules adopted under this chapter."

1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 6. This Act shall take effect on July 1, 2014.



Report Title:

Naturopathic Medicine; Naturopathic Physicians; Continuing Education

Description:

Requires naturopathic physicians to carry liability insurance, be subject to data collection, and complete a minimum of 35 hours of continuing education courses, including a minimum of 15 hours of pharmacology, during each licensing renewal biennium, beginning December 31, 2017. (SB2577 HD2)

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

