STAND. COM. REP. NO. 926 -16

Honolulu, Hawaii , 2016

RE: H.B. No. 2169 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2169, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SOCIAL WORKERS,"

begs leave to report as follows:

The purpose of this measure is to clarify the supervision requirements for licensure of clinical social workers, including permitting the supervision requirements to be met through face-toface supervision or via a Health Insurance Portability and Accountability Act-compliant videoconferencing service.

The National Association of Social Workers, Hawaii Chapter; Effective Change, LLC; and numerous individuals testified in support of this measure. The Department of Commerce and Consumer Affairs and an individual provided comments.

Your Committee has amended this measure by:

- Deleting licensing requirements clarifying the supervision requirements for licensure of clinical social workers, including provisions permitting the supervision requirements to be met through face-to-face supervision or via a Health Insurance Portability and Accountability Act-compliant videoconferencing service;
- (2) Authorizing the adoption of rules by the Director of Commerce and Consumer Affairs to clarify the supervision requirements for licensure of clinical social workers,



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including the criteria for supervision by videoconferencing or other electronic means; and

(3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that while there was testimony supporting videoconferencing as a means to meet supervision requirements, there were concerns that the change to allow supervision by videoconferencing may affect the mobility of Hawaii licensed clinical social workers and may preclude them from getting licenses in other jurisdictions. However, there may be jurisdictions that allow videoconferencing supervision, therefore, your Committee amended this measure to give the Director of Commerce and Consumer Affairs rulemaking authority to set forth, clarify, and describe acceptable requirements that outline parameters, limitations, or prohibitions for supervision requirements for licensure of clinical social workers.

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. 2169, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2169, H.D. 2.

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

ANGUS L.K. MCKELVEY, Chair



State of Hawaii House of Representatives The Twenty-eighth Legislature



Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Committee Referral:			Date: $2 - 0 - 16$		
HB2169, HD1 HUS, CPC 5-2-10.						
The committee is reconsidering its previous decision on the measure.						
The recommendation is to: D Pass, unamended (as is) D Pass, with amendments (HD) D Hold						
Pass short form bill with HD to recommit for future public hearing (recommit)						
CPC Members		Ayes	Ayes (WR)	Nays	Excused	
1. McKELVEY, Angus L.K. (C)		\mathbf{X}				
2. WOODSON, Justin H. (VC)		N				
3. BELATTI, Della Au		\mathbf{X}				
4. BROWER, Tom		``				
5. CREAGAN, Richard P.		\				
6. HAR, Sharon E.		· · ·				
7. HASHEM, Mark J.		\mathbf{N}				
8. KAWAKAMI, Derek S.K.						
9. LEE, Chris						
10. NAKASHIMA, Mark M.						
11. OSHIRO, Marcus R.						
12. SAN BUENAVENTURA, Joy	Α.					
13. TAKAYAMA, Gregg						
14. YAMANE, Ryan I.		<u>\</u>				
15. FUKUMOTO CHANG, Beth						
16. McDERMOTT, Bob						
TOTAL (16)		15	0	0		
The recommendation is: 'Adopted IN Not 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						