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# A BILL FOR AN ACT

RELATING TO THE PRACTICE OF MEDICINE.

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

1           SECTION 1. The legislature finds that the definition of  
2 the practice of medicine was last amended in 2008 to include a  
3 distinct definition of osteopathic medicine. The legislature  
4 further finds that medical doctors and osteopathic doctors are  
5 both physicians of equivalent education and training and should  
6 be regulated as such.

7           Accordingly, the purpose of this Act is to establish a  
8 definition of the practice of medicine that provides uniformity  
9 of practice for both medical and osteopathic physicians.

10          SECTION 2. Section 453-1, Hawaii Revised Statutes, is  
11 amended to read as follows:

12          "**§453-1 Practice of medicine defined.** For the purposes of  
13 this chapter, the practice of medicine by a physician or an  
14 osteopathic physician includes the use of drugs and  
15 medicines[τ]; surgery; manual medicine; water[τ];  
16 electricity[τ]; hypnotism[τ]; telehealth; the interpretation of  
17 tests, including primary diagnosis of pathology specimens,



1 medical imaging, or any physical; osteopathic medicine~~[, or];~~  
2 any means, ~~[or] method, or [any] agent, either tangible or~~  
3 intangible, ~~[for the treatment of] to diagnose, treat, prescribe~~  
4 for, palliate, or correct disease, or prevent any human disease,  
5 condition, ailment, pain, injury, deformity, illness, infirmity,  
6 defect, physical or mental condition in the human subject~~[+~~  
7 ~~provided that when a duly licensed physician or osteopathic~~  
8 ~~physician pronounces a person affected with any disease hopeless~~  
9 ~~and beyond recovery and gives a written certificate to that~~  
10 ~~effect to the person affected or the person's attendant nothing~~  
11 ~~herein shall forbid any person from giving or furnishing any~~  
12 ~~remedial agent or measure when so requested by or on behalf of~~  
13 ~~the affected person].~~

14 This section shall not amend or repeal the law respecting  
15 the treatment of those affected with Hansen's disease.

16 ~~[For purposes of this chapter, "osteopathic medicine" means~~  
17 ~~the utilization of full methods of diagnosis and treatment in~~  
18 ~~physical and mental health and disease, including the~~  
19 ~~prescribing and administration of drugs and biologicals of all~~  
20 ~~kinds, operative surgery, obstetrics, radiological, and other~~  
21 ~~electromagnetic emissions, and placing special emphasis on the~~



1 ~~interrelation of the neuro-musculoskeletal system to all other~~  
2 ~~body systems, and the amelioration of disturbed structure-~~  
3 ~~function relationships by the clinical application of the~~  
4 ~~osteopathic diagnosis and therapeutic skills for the maintenance~~  
5 ~~of health and treatment of disease.]"~~

6 SECTION 3. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2060.



S.B. NO. 324  
S.D. 1  
H.D. 1

**Report Title:**

Practice of Medicine; Medical Physicians; Osteopathic Physicians

**Description:**

Clarifies the definition of the practice of medicine to provide uniformity of practice for both medical physicians and osteopathic physicians. Effective 7/1/2060. (HD1)

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2021-2446 SB324 HD1 HMSO

