

ACT 58

S.B. NO. 2053

A Bill for an Act Relating to Athletic Trainers.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The legislature finds that chapter 436H, Hawaii Revised Statutes, which establishes a regulatory scheme for athletic trainers, is scheduled to sunset on June 30, 2018.

The legislature further finds that Auditor Report No. 17-08 recommended that the current registration requirement for athletic trainers should be extended. Specifically, the Auditor's Report found that:

- (1) Athletic trainers are healthcare professionals who provide injury prevention, treatment and assessment of injuries, and rehabilitation of injuries, among other services. Athletic trainers also provide emergency medical care and are involved in concussion monitoring and education. The services that an athletic trainer provides may affect the health and safety of athletes, and the proficiencies required by the current regulatory scheme are reasonably necessary to protect athletes under an athletic trainer's care;
- (2) The current regulation of athletic trainers does not impose unreasonable restrictions on individuals entering the profession and does not meaningfully increase the cost of athletic trainer services; and
- (3) The public interest requires that the profession of athletic trainer continue to be regulated and the program requiring athletic trainers to register with the department of commerce and consumer affairs be continued.

The legislature additionally finds that the regulation of athletic trainers should be made permanent in the interest of public health and safety.

Accordingly, the purpose of this Act is to make permanent the regulation of athletic trainers under chapter 436H, Hawaii Revised Statutes.

SECTION 2. Section 26H-4, Hawaii Revised Statutes, is amended to read as follows:

"§26H-4 Repeal dates for newly enacted professional and vocational regulatory programs. (a) Any professional or vocational regulatory program enacted after January 1, 1994, and listed in this section shall be repealed as specified in this section. The auditor shall perform an evaluation of the program, pursuant to section 26H-5, prior to its repeal date.

~~[(b) Chapter 436H (athletic trainers) shall be repealed on June 30, 2018.]~~

~~(e)~~ (b) Chapter 465D (behavior analysts) shall be repealed on June 30, 2021.

~~[(d)]~~ (c) Chapter 466L (appraisal management companies) shall be repealed on June 30, 2023.”

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 Statutory material to be repealed is bracketed and stricken.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

SECTION 4. This Act shall take effect on June 29, 2018.

(Approved June 27, 2018.)