

JAN 21 2010

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# A BILL FOR AN ACT

RELATING TO MEDICAL RESIDENCY.

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

1           SECTION 1. The legislature finds that doctors in medical  
2 residency programs in Hawaii are not allowed to practice outside  
3 of the hospitals in which they are serving their residencies.  
4 However, if the estimated several hundred medical residents in  
5 Hawaii were allowed to practice within the scope of their  
6 residency training in settings outside of their hospitals, they  
7 would provide a convenient and ready pool to ease the shortage  
8 of medical practitioners in Hawaii, particularly on the neighbor  
9 islands.

10           The purpose of this Act is to bring more licensed  
11 physicians into the physician community to increase access to  
12 health care.

13           SECTION 2. Chapter 453, Hawaii Revised Statutes, is  
14 amended by adding a new section to be appropriately designated  
15 and to read as follows:

16           "§453-       Medical residents practice of medicine outside of  
17 medical residency program hospital or clinic. (a) A person



1 licensed under this chapter who is a medical resident serving in  
2 a medical residency program in a hospital or clinic in this  
3 State may engage in the practice of medicine outside of that  
4 hospital or clinic.

5 (b) Any contractual restriction or prohibition that  
6 prohibits the practice of medicine as specifically allowed by  
7 subsection (a) shall be deemed void as a matter of law.

8 (c) As used in this section, the term "medical residency  
9 program" refers to graduate medical training. A medical  
10 resident is a person who has received a medical degree and who  
11 practices medicine in a medical residency program under the  
12 supervision of fully licensed physicians, usually in a hospital  
13 or clinic. A medical residency may follow the internship year  
14 or include the internship year as the first year of residency."

15 SECTION 3. New statutory material is underscored.

16 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: John

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**Report Title:**

Medical Residents; Outside Employment

**Description:**

Allows medical residents who are licensed to practice medicine in the State to practice medicine outside of their medical residency program hospitals or clinics.

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

