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## A BILL FOR AN ACT

RELATING TO VOCATIONAL REHABILITATION.

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

1           SECTION 1. Section 386-25, Hawaii Revised Statutes, is  
2 amended by amending subsection (e) to read as follows:

3           "(e) A provider shall file the employee's plan with the  
4 approval of the employee. Upon receipt of the plan from the  
5 provider, an employee shall have ten days to review and sign the  
6 plan. The plan shall be submitted to the employer and the  
7 employee and be filed with the director within two days from the  
8 date of the employee's signature. A plan shall include a  
9 statement of the feasibility of the vocational goal, using the  
10 process of:

11           (1) First determining if the employee's usual and  
12           customary employment represents suitable gainful  
13           employment, and, should it not;

14           (2) Next determining if modified work or other work with  
15           [~~a different~~] the same employer represents suitable  
16           gainful employment, and, should it not;



- 1 (3) Next determining if modified or other employment with  
2 a different employer represents suitable gainful  
3 employment, and finally, should it not;  
4 (4) Then providing training to obtain employment in  
5 another occupational field."

6 SECTION 2. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on July 1, 2008.

9

INTRODUCED BY: *St. Johnson*

JAN 11 2008



**Report Title:**

Vocational Rehabilitation

**Description:**

Amends workers' compensation law to require that, as part of the process for returning an injured worker to suitable gainful employment, a vocational rehabilitation provider examine the feasibility of modified or other work at the employee's same employer.

