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## A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION.

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

1 SECTION 1. Section 386-124, Hawaii Revised Statutes, is  
2 amended to read as follows:

3 "**§386-124 The insurance contract~~[ ]~~; annual reports.** (a)

4 Every policy of insurance issued by an insurer of an employer,  
5 referred to in section 386-1 ~~[which]~~, that covers the liability  
6 of the employer for compensation shall cover the entire  
7 liability of the employer to the employer's employees covered by  
8 the policy or contract~~[ ]~~ and provide for the deductible under  
9 section 386-100, at the option of the insured. The policy also  
10 shall contain a provision setting forth the right of the  
11 employees to enforce, in their own names either by filing a  
12 separate claim or by making the insurance carrier a party to the  
13 original claim, the liability of the insurance carrier in whole  
14 or in part for the payment of the compensation. Payment in  
15 whole or in part of compensation by either the employer or the  
16 insurance carrier ~~[shall]~~, to the extent ~~[thereof]~~ of the  
17 payment, shall be a bar to the recovery against the other of the  
18 amount so paid.



1 All insurance policies shall be of a standard form, [the  
2 ~~form to~~] which shall be designated and approved by the insurance  
3 commissioner. No policy of insurance different in form from the  
4 designated and approved form shall be approved by the director.

5 (b) Every insurer of an employer referred to in section  
6 386-1 shall provide to the director and to the insurance  
7 commissioner before March 2 of each calendar year an annual  
8 report of the costs of its policies, which includes:

- 9 (1) Costs of independent medical examinations;
- 10 (2) Costs for legal services relating to administration of  
11 claims; and
- 12 (3) Administrative costs.

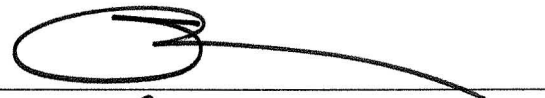
13 All annual reports shall be of a standard form to be  
14 designated and approved by the insurance commissioner."

15 SECTION 2. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect upon its approval.

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**Report Title:**

Workers' compensation; Annual Reports

**Description:**

Requires the employer's carrier to submit annual reports to the director of labor and industrial relations on the costs of its policies.

