

JAN 19 2007

A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION LAW.

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

1 SECTION 1. Section 386-3.5, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Notwithstanding any provision of law to the contrary,
4 any employer may determine the benefits and coverage of a policy
5 required under this chapter through collective bargaining with
6 an appropriate bargaining unit provided that the bargained
7 agreement shall be reviewed by the director to ensure that the
8 agreement does not provide benefits and coverage less than those
9 provided in this chapter. The director shall approve the
10 agreement within ninety days after submittal upon a finding that
11 the agreement provides the benefits and coverage required. This
12 section shall [~~not~~] also apply to collective bargaining
13 contracts negotiated pursuant to chapter 89. The director may
14 adopt rules pursuant to chapter 91 to implement this section."

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 Statutory material to be repealed is bracketed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



S.B. NO. 1099

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

2

INTRODUCED BY: *Franne Chun Oakland*

[Signature]



Report Title:

Workers' Compensation; Negotiation; Public Unions

Description:

Allows negotiation between employers and public unions over workers' compensation coverage and benefits.

