

JAN 17 2008

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;

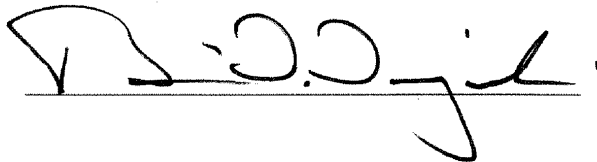
4 (4) Then providing training to obtain employment in
5 another occupational field."

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 Statutory material to be repealed is bracketed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:



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.

