



LATE Testimony

**STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS**

830 PUNCHBOWL STREET, ROOM 321
HONOLULU, HAWAII 96813
www.hawaii.gov/labor
Phone: (808) 586-8842 / Fax: (808) 586-9099
Email: dllr.director@hawaii.gov

March 12, 2012

To: The Honorable John Mizuno, Chair, Jo Jordan, Vice Chair, and Members of the House Committee on Human Services

Date: Monday, March 12, 2012
Time: 8:30 a.m.
Place: Conference Room 016, State Capitol

From: Dwight Y. Takamine, Director
Department of Labor and Industrial Relations

Re: S.B. No. 2810 S.D. 1 Relating to Employment Exemption for Domestic Services Authorized by the Department of Human Services

I. OVERVIEW OF PROPOSED LEGISLATION

This proposal amends Sections 386-1(6), 392-5(19), and 393-7(d), HRS, by adding another class of employees that are excluded from the definition of "employment" and the protections afforded by the Workers' Compensation, Temporary Disability Insurance, and Prepaid Health Care laws. This measure seeks to exclude from the three laws domestic services authorized by the Department of Human Services under the Social Security Act or when provided through state-funded medical assistance to individuals ineligible for Medicaid, when performed by an individual in the employ of a recipient of social service payments.

II. CURRENT LAW

With respect to domestic services, the current statutes exclude from employment only those domestic services performed for persons with developmental and intellectual disabilities under the Medicaid home and community-based services program pursuant to Title 42 Code Federal Regulations.

III. COMMENTS ON THE SENATE BILL

The Department supports the Administration's proposal from the Department of Human Services.

LATE
Testimony

Testimony for HUS 3/12/2012 8:30:00 AM SB2810

Conference room: 329
Testifier position: Support
Testifier will be present: No
Submitted by: Sylvia Ching
Organization: Individual
E-mail: sching35@gmail.com
Submitted on: 3/12/2012

Comments:

**LATE
Testimony**

Testimony for HUS 3/12/2012 8:30:00 AM SB2810

Conference room: 329

Testifier position: Support

Testifier will be present: No

Submitted by: Sylvia Ching

Organization: Individual

E-mail: sching35@gmail.com

Submitted on: 3/12/2012

Comments: