Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Sir:

    Your Committee on Finance, to which was referred H.B. No.
1973, H.D. 1, entitled:

    "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION,"

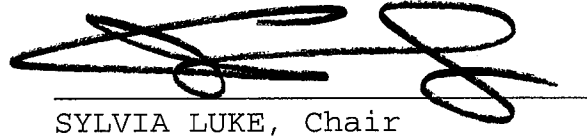begs leave to report as follows:

    The purpose of this measure is to:

    (1)   Impose a penalty on an employer who does not pay an
           employee temporary partial disability benefits within 14
           calendar days after the end of the employee's customary
           work week;

    (2)   Clarify that an employee's eligibility for temporary
           total or partial disability benefits shall be determined
           by certification from the employee's attending physician
           every 30 days or by an examination of the employee's
           entire available medical records by another physician if
           the employee's attending physician is not available; and

    (3)   Allow contemporaneous certification of an employee's
           disability status to be waived and allow the retroactive
           certification of a disability under certain
           circumstances. Retroactive certification may be
           requested only once and shall not be for a period
           exceeding 12 months before the date of the request.

ILWU Local 142 and an individual testified in support of this measure. The Chamber of Commerce of Hawaii; Hawaiian Electric Co., Inc.; Maui Electric Company, LTD.; Hawaii Electric Light Company, Inc.; Hawaii Insurers Council; Building Industry Association of Hawaii; Property Casualty Insurers Association of America; Maui Canyon Adventures Inc., dba Rappel Maui; and John Mullen & Co., Inc. testified in opposition to this measure. The Department of Labor and Industrial Relations; Department of Human Resources Development; and Department of Human Resources, City and County of Honolulu provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1973, H.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Finance,

_____
SYLVIA LUKE, Chair

State of Hawaii
House of Representatives HSCR 626-14
The Twenty-seventh Legislature

Record of Votes of the Committee on Finance

Bill/Resolution No.:	Committee Referral:	Date:
HB 1973, HD1	LAB, FIN	2/19/2014

θ The committee is reconsidering its previous decision on the measure.

The recommendation is to: ☒ Pass, unamended (as is)   θ Pass, with amendments (HD)   θ Hold

θ Pass short form bill with HD to recommit for future public hearing (recommit)

FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. JOHANSON, Aaron Ling (VC)	/	/		
4. CULLEN, Ty J.K.	/			
5. HASHEM, Mark J.	/			
6. ING, Kaniela	/			
7. JORDAN, Jo	/			
8. KOBAYASHI, Bertrand	/			
9. LOWEN, Nicole E.	/			
10. MORIKAWA, Dee	/	/		
11. ONISHI, Richard H.K.		/		
12. TAKAYAMA, Gregg	/			
13. TOKIOKA, James Kunane				/
14. WOODSON, Justin H.	/			
15. YAMASHITA, Kyle T.	/	/		
16. FUKUMOTO, Beth	/	/		
17. WARD, Gene	/			
TOTAL (17)	13	3		1

The recommendation is: ☒ Adopted   θ Not Adopted

If joint referral, _____ did not support recommendation.
                        committee acronym(s)

Vice Chair's or designee's signature: _____

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