



GOV. MSG. NO. 1202

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 21, 2016

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Eighth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 21, 2016, the following bill was signed into law:

HB2017 HD1 SD2 CD1

RELATING TO WORKERS' COMPENSATION
TREATMENT PLANS
ACT 101 (16)

Sincerely,

A handwritten signature in black ink that reads "David Y. Ige".

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION TREATMENT PLANS.

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

1 SECTION 1. The legislature finds that Hawaii's current
2 system for physicians to submit treatment plans in workers'
3 compensation claims is in need of modernization given
4 advancements in technology. The legislature further finds that
5 allowing treatment plans to be faxed will greatly improve the
6 efficiency of Hawaii's workers' compensation system. This first
7 step will assist in making the system better while the
8 department of labor and industrial relations completes the
9 studies of the system that were previously requested by the
10 legislature.

11 The purpose of this Act is to improve the efficiency of
12 Hawaii's workers' compensation system by permitting an option
13 for the transmittal of treatment plans via facsimile.

14 SECTION 2. Chapter 386, Hawaii Revised Statutes, is
15 amended by adding a new section to be appropriately designated
16 and to read as follows:

17 "§386- Treatment plans. (a) A physician may transmit a
18 treatment plan to an employer by mail or facsimile; provided



1 that the physician shall send the treatment plan to an address
2 or facsimile number provided by the employer.

3 (b) Beginning January 1, 2021, an employer shall allow a
4 physician to transmit a treatment plan to an employer by mail,
5 facsimile, or secure electronic means; provided that the
6 physician shall send the treatment plan to an address or
7 facsimile number provided by the employer.

8 (c) A treatment plan shall be deemed received by an
9 employer when the plan is sent by mail or facsimile with
10 reasonable evidence showing that the treatment plan was
11 received.

12 (d) A treatment plan shall be deemed accepted if an
13 employer fails to file with the director:

14 (1) An objection to the treatment plan;

15 (2) Any applicable documentary evidence supporting the
16 denial; and

17 (3) A copy of the denied treatment plan,
18 copying the physician and the injured employee.

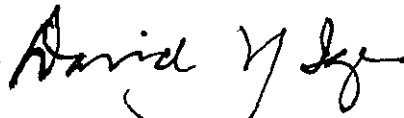
19 (e) After acceptance of the treatment plan, an employer
20 may file an objection to the plan if new documentary evidence
21 supporting the denial is received by the employer."



1 SECTION 3. New statutory material is underscored.

2 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 21 day of JUN , 2016



GOVERNOR OF THE STATE OF HAWAII

