

Honolulu, Hawaii
March 3, 2016

RE: H.B. No. 2363
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 2363, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LABOR,"

begs leave to report as follows:

The purpose of this measure is to amend Hawaii's laws on workers' compensation (WC) and temporary disability insurance (TDI) to:

- (1) Exclude services performed by owners of at least 50 per cent of a corporation, members and partners of limited liability corporations and partnerships with at least a 50 per cent interest, partners in a partnership, and sole proprietors from the definition of employment for purposes of triggering requirements to provide TDI;
- (2) Allow the Director of Labor and Industrial Relations to receive electronic copies of injury and other reports related to WC claims; and
- (3) Amend penalty amounts for failure to provide required TDI coverage, failure to timely pay TDI benefits or improper termination of TDI benefits, failure of a physician to file medical reports required for a WC claim, failure of an employer to provide employee access to medical records required for a WC claim, failure to provide required WC insurance coverage, and improperly

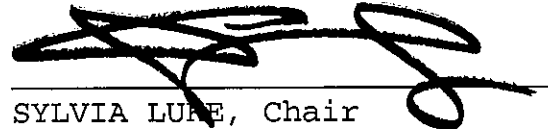


requiring an employee to pay the cost of WC insurance coverage.

The Department of Labor and Industrial Relations, Pacific Resource Partnership, ILWU Local 142, and Hawaii Construction Alliance provided testimony in support of this measure. An individual provided comments.

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. 2363, H.D. 1, and recommends that it pass Third Reading.

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



SYLVIA LURIE, Chair



