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## A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION.

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

1           SECTION 1. Section 386-3, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:  
3           "(b) No compensation shall be allowed for ~~an~~   :  
4           (1) An injury incurred by an employee by the employee's  
5           wilful intention to injure ~~oneself~~ the employee or  
6           another by actively engaging in any unprovoked non-  
7           work related physical altercation other than in self  
8           defense, or by the employee's intoxication~~-~~; or  
9           (2) The exacerbation of an existing, work-related injury  
10           covered under this chapter through voluntary  
11           participation in any recreational or social activity  
12           that is not approved by an attending physician and  
13           that takes place after regular work hours, including  
14           employer-sponsored sporting events, team activities,  
15           parties, and picnics. The attending physician shall  
16           provide guidelines to a patient regarding approved  
17           activities to prevent exacerbation of a work-related  
18           injury; provided that failure of the attending



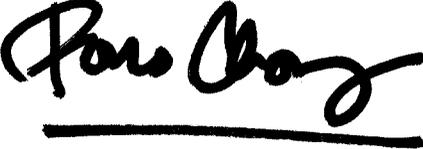
1            physician to provide guidelines shall not be the sole  
2            reason for denying compensation under this chapter."

3            SECTION 2. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5            SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

JAN 24 2007



**Report Title:**

Workers' compensation

**Description:**

Disallows workers' compensation benefits for the exacerbation of injuries sustained during after work, voluntary recreational or social activities.

