

STAND. COM. REP. NO. 1024 -08

Honolulu, Hawaii  
Feb 29, 2008

RE: H.B. No. 2388  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 2388 entitled:

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

begs leave to report as follows:

The purpose of this bill is to protect the health and welfare of injured workers by ensuring the injured employees receive uninterrupted medical care, even when disputes arise over whether treatment should be continued.

The Hawaii Government Employees Association, ILWU Local 142, and Hawaii Chapter-American Physical Therapy Association supported this bill. The Department of Labor and Industrial Relations, Department of Human Resources Development, Building Industry Association of Hawaii, General Contractors Association of Hawaii, Property Casualty Insurers of America, National Federation of Independent Businesses in Hawaii, Hawaii Insurers Council, American Insurance Association, Ralph S. Inouye Co. Ltd., NetEnterprise Inc., Associated Builders and Contractors of Hawaii, and Society for Human Resource Management opposed this measure.

Your Committee has amended this bill by:

- (1) Keeping the current statutory language of the "Effective date of January 1, 1997, and for each succeeding calendar year thereafter" to indicate the start date to note when fees were based on 110 percent

HB2388 HD1 HSCR FIN HMS 2008-2655

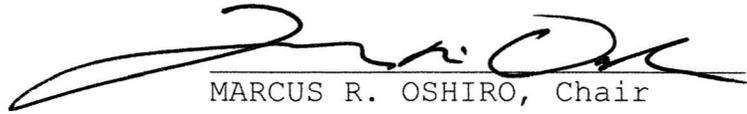


of the Medicare fees and to indicate that the Medical Fee Schedule in effect as of January 1 of a particular year will be used throughout that year; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 2388, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2388, H.D. 1.

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



MARCUS R. OSHIRO, Chair



Record of Votes of the Committee on Finance

Bill/Resolution No.: HB 2388	Committee Referral: FIN	Date: 2-26-2008		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	✓			
2. LEE, Marilyn B. (VC)	✓			
3. AWANA, Karen Leinani	✓			
4. BELATTI, Della Au	✓			
5. BROWER, Tom	✓			
6. CARROLL, Mele	✓			
7. HANOHANO, Faye P.	✓			
8. HAR, Sharon E.	-			✓
9. KARAMATSU, Jon Riki	✓			
10. MAGAOAY, Michael Y.	✓			
11. MANAHAN, Joey	✓			
12. MIZUNO, John	✓			
13. NAKASONE, Bob	-			✓
14. RHOADS, Karl	✓			
15. SAGUM, Roland D., III	✓			
16. TOKIOKA, James Kunane	✓			
17. MEYER, Colleen Rose	-		✓	
18. PINE, Kymberly Marcos	-		✓	
19. WARD, Gene, Ph.D.	-		✓	
TOTAL (19)	14	3	0	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <u>Marilyn B. Lee</u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				