STAND. COM. REP. NO. 694

Honolulu, Hawaii

March & , 2011

RE: H.B. No. 519 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 519 entitled:

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

begs leave to report as follows:

The purpose of this bill is to exclude from the definition of "employment" under the workers' compensation law services performed for:

- (1) A limited liability company by a member who is an individual with a distributional interest of at least 50 percent in the company;
- (2) A partnership by an individual who is a partner of the partnership;
- (3) A limited liability partnership by an individual who is a partner of the limited liability partnership with a transferable interest in the partnership of at least 50 percent; and
- (4) A sole proprietorship by its sole proprietor.

The Chamber of Commerce of Hawaii, Hawaii Independent Insurance Agents Association, National Federation of Independent Business Hawaii, Retail Merchants of Hawaii, and Integrated

HB519 HD1 HSCR FIN HMS 2011-2678



Economic Solutions, LLC, testified in support of this bill. ILWU Local 142 testified in opposition to this bill.

Your Committee has amended this bill by 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. 519, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 519, H.D. 1.

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

MARCUS R. OSHIRO, Chair

## State of Hawaii House of Representatives The Twenty-sixth Legislature



## **Record of Votes of the Committee on Finance**

HB 519	ERB/LAB, FI	Ni Date:	3-1-	·//
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is)  Pass, with amendments (HD)  Hold  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)	V			
2. LEE, Marilyn B. (VC)	V		DO: 011 NAME OF THE OWNER OWNER OF THE OWNER	
3. CHONG, Pono	V			
4. CHOY, Isaac W.	V		-	
5. COFFMAN, Denny				
6. CULLEN, Ty	V			
7. HAR, Sharon E.	V			
8. HASHEM, Mark J.	V			
9. ICHIYAMA, Linda	V		717-71444	
10. JORDAN, Jo				
11. LEE, Chris	V			
12. MORIKAWA, Dee	V			
13. TOKIOKA, James Kunane	<u> </u>			<u></u>
14. YAMASHITA, Kyle T.				
15. MARUMOTO, Barbara C.	·			
16. RIVIERE, Gil				
17. WARD, Gene				
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TOTAL (17)	1-1		$\overline{}$	
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The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: Maif 3. Lel				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				