STAND. COM. REP. NO.

586

Honolulu, Hawaii

RE: H.B. No. 436 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 436, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to require that physicians who are appointed by the Director of Labor and Industrial Relations to examine injured employees, specialize in a field of medicine appropriate for an employee's injury.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; ILWU Local 142; Hawaii State AFL-CIO; United Public Workers AFSCME, Local 646, AFL-CIO; and one concerned physician. The Property Casualty Insurers Association of America submitted testimony in opposition to this measure. Your Committee received comments on this measure from the Department of Human Resources Development and the Hawaii Injured Workers Association.

Your Committee finds that an evaluation of an injured employee by a physician who lacks the specialized knowledge and training in an area appropriate to the employee's injury may result in a delay in necessary treatment of the injured employee or an unsatisfactory outcome of the workers' compensation claim. This measure, however, will ensure that a claimant receives an appropriate medical examination that contributes to a prompt

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resolution of the employee's injury, which will benefit both the injured employee and employer.

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

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

CVIVIA INVE Chair

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



## Record of Votes of the Committee on Finance

Bill/Resolution No.: HB 436 HD1	Committee Referral:	Date:	2/13/13	•
☐ 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. LUKE, Sylvia (C)				
2. NISHIMOTO, Scott Y. (VC)				
3. JOHANSON, Aaron Ling (VC)				
4. CULLEN, Ty J.K.				
5. HASHEM, Mark J.				
6. ING, Kaniela				,
7. JORDAN, Jo				,
8. KOBAYASHI, Bertrand				
9. LOWEN, Nicole E.				
10. MORIKAWA, Dee				
11. ONISHI, Richard H.K.				
12. TAKAYAMA, Gregg				
13. TOKIOKA, James Kunane				
14. WOODSON, Justin H.				
15. YAMASHITA, Kyle T.				
16. FUKUMOTO, Beth				
17. WARD, Gene				
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TOTAL (17)	17		,	
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				