

Honolulu, Hawaii

FEB 20 2015

RE: S.B. No. 809  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committees on Health and Judiciary and Labor, to which  
was referred S.B. No. 809 entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Allow physicians to submit workers' compensation treatment plans to employers by facsimile, the Internet, and other electronic media; and
- (2) Require employers to accept electronically submitted treatment plans and provide an electronic receipt of the submission.

Your Committees received testimony in support of this measure from the Work Injury Medical Association of Hawaii and four individuals. Your Committees received testimony in opposition to this measure from the City and County of Honolulu and Hawaii Insurers Council. Your Committees received comments on this measure from the Department of Labor and Industrial Relations and one individual.

Your Committees find that Hawaii's current system for physicians to submit treatment plans in workers' compensation claims is in need of modernization given the advancement of technology. Allowing treatment plans to be faxed and



electronically mailed will greatly improve the efficiency of Hawaii's workers' compensation system.

Your Committees note that it is imperative for state departments and counties to acquire the technology for automated responses as it relates to this measure.

Your Committees have amended this measure by clarifying that a physician may send a treatment plan to the employer by means of facsimile, the Internet, or secure electronic mail.

As affirmed by the records of votes of the members of your Committees on Health and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 809, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 809, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committees on Health and  
Judiciary and Labor,



GILBERT S.C. KEITH-AGARAN, Chair



JOSH GREEN, Chair




## Record of Votes Committee on Health HTH

\*Only one measure per Record of Votes

The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SB 809</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">HJH/JDL WAM</div>	Date: <div style="text-align: center; font-size: 1.2em;">2/11/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
ESPERO, Will	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les				✓
THIELEN, Laura H.	✓			
SLOM, Sam				✓
<b>TOTAL</b>	5			2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="text-align: center; font-size: 1.5em; margin-top: 10px;">  </div>				
<b>Distribution:</b> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> <div style="text-align: center;">Goldenrod Committee File Copy</div> </div>				

\*Only one measure per Record of Votes