
A BILL FOR AN ACT

RELATING TO PREPAID HEALTHCARE.

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

1 SECTION 1. Section 393-3, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Qualified Independent Contractor" means a person who
5 would be classified as an independent contractor under the
6 common law employee test and is routinely employed by the same
7 employer for six consecutive months or more."

8 SECTION 2. Section 393-3, Hawaii Revised Statutes, is
9 amended by amending the definition of "Regular Employee" to read
10 as follows:

11 ""Regular employee" means a person employed in the
12 employment of any one employer for at least twenty hours per
13 week including a qualified independent contractor, but does not
14 include a person employed in seasonal employment. "Seasonal
15 employment" for the purposes of this paragraph means employment
16 in a seasonal pursuit as defined in section 387-1 by a seasonal
17 employer during a seasonal period or seasonal periods for the



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1 employer in the seasonal pursuit or employment by an employer
2 engaged in the cultivating, harvesting, processing, canning, and
3 warehousing of pineapple during its seasonal periods. The
4 director by rule and regulation may determine the kind of
5 employment that constitutes seasonal employment."

6 SECTION 3. New statutory material is underscored.

7 SECTION 4. This Act shall take effect on July 1, 2017.

8

INTRODUCED BY:

A. F. P. (B/R)

JAN 23 2017



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Report Title:

Prepaid Health Care; Definitions; Regular Employee

Description:

Extends Hawaii's prepaid health care law to cover qualified independent contractors. Includes criteria to be used in determining whether a person is classified as a qualified independent contractor.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

