
A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION.

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

1 SECTION 1. Chapter 386, Hawaii Revised Statutes, is
2 amended by adding a new section to part IV to be appropriately
3 designated and to read as follows:

4 "§386- Building permits; workers' compensation coverage.

5 (a) Each county that requires the issuance of a permit as a
6 condition precedent to the construction, alteration,
7 improvement, demolition, or repair of any building or structure
8 shall also require that each applicant for such a permit, as a
9 condition to the issuance of the permit:

10 (1) Provide to the county a certificate of liability
11 insurance issued by a workers' compensation insurance
12 carrier or a self-insurance authorization in
13 accordance with this chapter for the applicant and the
14 applicant's subcontractors; or

15 (2) If the applicant or the applicant's subcontractors are
16 exempt from this chapter, provide to the county a
17 signed declaration, under penalty of perjury, that



1 includes the exempt party's federal or state employer
2 identification number and the basis for the claimed
3 exemption.

4 (b) A permittee shall file a signed declaration, under
5 penalty of perjury, that verifies workers' compensation
6 coverage, state-approved self-insurance, or an exemption from
7 coverage under this chapter for any subcontractor hired after
8 the issuance of the building permit.

9 (c) The county building permitting agency shall suspend a
10 building permit upon receiving notice from the director that the
11 workers' compensation insurance, state-approved self-insured
12 status, or exemption from this chapter, of the permittee or any
13 subcontractor of the permittee has been canceled or has expired.
14 The building permit shall be suspended until coverage is
15 obtained for all work performed pursuant to the building
16 permit."

17 SECTION 2. New statutory material is underscored.

18 SECTION 3. This Act shall take effect on July 1, 2050.

19



Report Title:

County Building Permits; Workers' Compensation Coverage; Self-insurance

Description:

Requires building permit applicants to provide to the county a certificate of liability insurance issued by a workers' compensation insurance carrier or a self-insurance authorization, or a signed declaration verifying an exemption from coverage, for the applicants and their subcontractors as a prerequisite for the issuance of any building permit. Requires building permit holders to file a signed declaration verifying workers' compensation coverage, self-insurance authorization, or exemption from coverage or insurance requirements for any subcontractor hired after issuance of the permit. Requires coordinated communication between county building permitting agencies and the Director of Labor and Industrial Relations to ensure compliance. Takes effect on 7/1/2050. (SD1)

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

