STAND. COM. REP. NO. 542

Honolulu, Hawaii

FEB 1 7 2023

RE: S.B. No. 696

S.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2023 State of Hawaii

Sir:

Your Committees on Labor and Technology and Public Safety and Intergovernmental and Military Affairs, to which was referred S.B. No. 696 entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize the wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter to determine their workers' compensation benefits.

Your Committees received testimony in support of this measure from the Department of Labor and Industrial Relations and two individuals.

Your Committees find that currently, the wages of other employees are not considered when calculating workers compensation

benefits for injured public board members, reserve police officers, police chaplains, sheriffs' chaplains, volunteer firefighters, volunteer boating enforcement officers, and volunteer conservation and resources enforcement officers. Your Committees also find that the work performed by these volunteers is both vital and potentially dangerous. This measure will afford those unpaid individuals with sufficient coverage under workers' compensation laws should they sustain injuries in the line of duty.

Your Committees have amended this measure by inserting an effective date of January 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Labor and Technology and Public Safety and Intergovernmental and Military Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 696, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 696, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Labor and Technology and Public Safety and Intergovernmental and Military Affairs,

SHARON MORIVAKI, Chair

GLENN WAKAI Chair

The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Labor and Technology LBT

| Bill / Resolution No.:* | Committee Referral: | | | Date: | | | | | | |
|---|---------------------|--------------------|----------------------|-------|-----------|------------------------|--|--|--|--|
| SB696 | LBT/P | 2/15/23 | | | | | | | | |
| The Committee is reconsidering its previous decision on this measure. | | | | | | | | | | |
| If so, then the previous decision was to: | | | | | | | | | | |
| The Recommendation is: | | | | | | | | | | |
| Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313 | | | | | | | | | | |
| Members | | Aye | Aye (W | 'R) | Nay | Excused | | | | |
| MORIWAKI, Sharon Y. (C) | | V | | | | | | | | |
| LEE, Chris (VC) | | | | | | V | | | | |
| IHARA, Jr., Les | | V | | | *** | | | | | |
| KEITH-AGARAN, Gilbert S.C. | | V | | | | | | | | |
| FEVELLA, Kurt | | V | <u> </u> | | | | | | | |
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| Recommendation: | | | |] No | t Adopted | | | | | |
| Chair's or Designee's Signature: | | | | | | | | | | |
| Distribution: Original File with Committee Re | Ye | ellow 's Office | Pink Drafting Age | ency | | denrod ee File Copy | | | | |

*Only one measure per Record of Votes

The Senate Thirty-Second Legislature State of Hawai'i

Record of Votes Committee on Public Safety and Intergovernmental and Military Affairs PSM

| Bill / Resolution No.:* | Committee Referral: | | Date: | | | | | | |
|--|---------------------|--------------|--------|-----|--------|---------|--|--|--|
| 58696 | LBT | /PSM, | WAW | 2 | 15/2 | 3 | | | |
| The Committee is reconsidering its previous decision on this measure. | | | | | | | | | |
| If so, then the previous decision was to: | | | | | | | | | |
| The Recommendation is: | | | | | | | | | |
| Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313 | | | | | | | | | |
| Members | | Aye | Aye (W | 'R) | Nay | Excused | | | |
| WAKAI, Glenn (C) | | | | | | | | | |
| ELEFANTE, Brandon J.C. (VC) | | √ | | | | | | | |
| FUKUNAGA, Carol | | \checkmark | | | | | | | |
| MCKELVEY, Angus L.K. | | / | | | | | | | |
| AWA, Brenton | | ✓ | | | | | | | |
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| TOTAL | | 5 | ϕ | , | ϕ | ϕ | | | |
| Recommendation: Adopted Not Adopted | | | | | | | | | |
| Chair's or Designee's Signature: | | | | | | | | | |
| Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy | | | | | | | | | |

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