
A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION MEDICAL BENEFITS.

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

1 SECTION 1. Section 386-21.9, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§386-21.9 Medical care, services, and supplies for**
4 **firefighters suffering from cancer.** (a) If a claim for
5 ~~[leukemia, multiple myeloma, non-Hodgkin lymphoma, or cancer of~~
6 ~~the lung, brain, stomach, esophagus, intestines, rectum, kidney,~~
7 ~~bladder, prostate, breast, female reproductive organs, or~~
8 ~~testes]~~ any form of the covered cancers or diseases under
9 subsection (b) filed by an employee with five or more years of
10 service as a firefighter is accepted or determined to be
11 compensable, section 386-21 shall remain applicable~~[+]~~, unless
12 the employer proves that the cancer or disease was not
13 associated with the firefighting duties; provided that the
14 employer shall be liable for medical care, services, and
15 supplies for a minimum of one hundred ten per cent, and not to
16 exceed one hundred fifty per cent of fees prescribed in the
17 Medicare Resource Based Relative Value Scale applicable to



1 Hawaii as prepared by the United States Department of Health and
2 Human Services.

3 (b) The following cancers or diseases shall be covered
4 under this section:

5 (1) Adenocarcinoma or mesothelioma of the respiratory
6 system;

7 (2) Cancer of the bladder, brain, breast, buccal cavity,
8 colon, esophagus, intestines, kidney, lung, pharynx,
9 prostate, rectum, female reproductive organs, stomach,
10 testes, or thyroid;

11 (3) Leukemia;

12 (4) Malignant melanoma;

13 (5) Multiple myeloma; or

14 (6) Non-Hodgkin lymphoma."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect on July 1, 3000.



Report Title:

Firefighters; Workers' Compensation Medical Benefits; Cancer

Description:

Expands workers' compensation medical benefits for firefighters to include coverage for adenocarcinoma or mesothelioma of the respiratory system; cancer of the buccal cavity, colon, pharynx, and thyroid; and malignant melanoma. Specifies that an employer may prove that the cancer or disease was not associated with the firefighting duties to deny medical benefits under workers' compensation law. Effective 7/1/3000. (HD1)

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