
A BILL FOR AN ACT

RELATING TO THE WORKERS' COMPENSATION LAW.

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

1 SECTION 1. Section 386-21, Hawaii Revised Statutes, is
2 amended by amending subsection (d) to read as follows:

3 "(d) The director, with input from stakeholders in the
4 workers' compensation system, including but not limited to
5 insurers, health care providers, employers, and employees, shall
6 establish standardized forms for health care providers to use
7 when reporting on and billing for injuries compensable under
8 this chapter. [~~The forms may be in triplicate, or in any other
9 configuration so as to minimize, to the extent practicable, the
10 need for a health care provider to fill out multiple forms
11 describing the same workers' compensation case to the
12 department, the injured employee's employer, and the employer's
13 insurer.~~]"

14 SECTION 2. Section 386-95, Hawaii Revised Statutes, is
15 amended to read as follows:

16 "**§386-95 Reports of injuries, other reports, penalty.** (a)
17 Every employer shall keep a record of all injuries, fatal or



1 otherwise, received by the employer's employees in the course of
2 their employment, when known to the employer or brought to the
3 employer's attention.

4 (b) Within seven working days after the employer has
5 knowledge of such injury causing absence from work for one day
6 or more or requiring medical treatment beyond ordinary first
7 aid, the employer shall make a report thereon to the director.
8 The report shall set forth the name, address, and nature of the
9 employer's business and the name, age, sex, wages, and
10 occupation of the injured employee and shall state the date and
11 hour of the accident, if the injury is produced thereby, the
12 nature and cause of the injury, and such other information as
13 the director may require.

14 (c) By January 31 of each year, the employer shall file
15 with the director a report with respect to each injury on which
16 the employer is continuing to pay compensation, showing all
17 amounts paid by the employer on account of the injury.

18 (d) The reports required by this section shall be [~~made on~~
19 ~~forms to be obtained from the director pursuant to section 386-~~
20 ~~71 and deposit of reports in the United States mail or]~~
21 submitted by electronic means as approved by the director[7



1 ~~addressed to the director,].~~ Reports submitted within the time
2 specified shall be deemed in compliance with the requirements of
3 this section.

4 (e) When an injury results in immediate death, the
5 employer shall within forty-eight hours notify personally or by
6 telephone a representative of the department in the county where
7 the injury occurred.

8 (f) Within thirty days after final payment of compensation
9 for an injury, the employer shall file a final report with the
10 director showing the total payments made, the date of
11 termination of temporary total disability, and such other
12 information as the director may require.

13 (g) Any employer who wilfully refuses or neglects to file
14 any of the reports or give any notice required by this section
15 shall be fined by the director [~~not~~] no more than \$5,000.

16 (h) Copies of all reports, other than those of fatal
17 injuries, filed with the director as required by this section
18 shall be sent to the injured employee by the employer."

19 SECTION 3. Section 386-96, Hawaii Revised Statutes, is
20 amended by amending subsection (e) to read as follows:



1 "(e) [~~Deposit~~] Submission of the records required by
2 subsection (a)(1) [~~in the United States mail or~~] by electronic
3 means as approved by the director, [~~addressed to the director~~
4 ~~and to the employer,~~] within the time limit specified, shall be
5 deemed in compliance with the requirements of this section."

6 SECTION 4. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 5. This Act shall take effect on July 1, 3000.



Report Title:

DLIR; Workers' Compensation; Modernization of Data System;
Electronic Submission of Reports

Description:

Repeals the requirement that health care providers' forms be filed with the Director of Labor and Industrial Relations (DLIR) in triplicate. Clarifies the way a physician transmits a treatment plan to an employer. Repeals a reference to the employer's receipt of a vocational rehabilitation plan by mail. Repeals the option of employers to submit reports to the DLIR via United States mail. Repeals the option of health care providers to provide reports to the DLIR or employer via mail. Effective 7/1/3000. (HD1)

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

