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# 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[-] or diseases.** (a) If a  
5 claim for [~~leukemia, multiple myeloma, non-Hodgkin lymphoma, or~~  
6 ~~cancer of the lung, brain, stomach, esophagus, intestines,~~  
7 ~~rectum, kidney, bladder, prostate, breast, female reproductive~~  
8 ~~organs, or testes]~~ any form of the covered cancers or diseases  
9 under subsection (b) filed by an employee with five or more  
10 years of service as a firefighter is accepted or determined to  
11 be compensable, section 386-21 shall remain applicable[+],  
12 unless 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 cervix; colon; esophagus; intestines; kidney; lung;

9 ovary; pharynx; prostate; rectum; skin; female

10 reproductive organs, including the uterus,

11 endometrium, and fallopian tubes; stomach; testes; or

12 thyroid;

13 (3) Leukemia;

14 (4) Malignant melanoma;

15 (5) Multiple myeloma; or

16 (6) Non-Hodgkin lymphoma."

17 SECTION 2. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

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



**Report Title:**

Firefighters; Workers' Compensation Medical Benefits; Cancer;  
Disease

**Description:**

Expands workers' compensation medical benefits for firefighters to include coverage for adenocarcinoma or mesothelioma of the respiratory system; cancer of the buccal cavity, cervix, colon, esophagus, ovary, pharynx, skin, female reproductive organs, including the uterus, endometrium, and fallopian tubes, and thyroid; and malignant melanoma. Specifies that an employer may deny medical benefits under workers' compensation law only if they prove that the cancer or disease was not associated with firefighting duties. 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.*

