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STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
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April 6, 2022

To: The Honorable Sylvia Luke, Chair,
The Honorable Kyle T. Yamashita, Vice Chair, and
Members of the House Committee on Finance

Date: Wednesday, April 6, 2022

Time: 2:45 p.m.

Place: Via Videoconference and Conference Room 308

From: Anne Perreira-Eustaquio, Director
Department of Labor and Industrial Relations (DLIR)

Re: S.B. 3142 S.D.1 H.D.1 RELATING TO THE WORKERS' COMPENSATION LAW

I. OVERVIEW OF PROPOSED LEGISLATION

SB3142 SD1 HD1 proposes to amend the title in Chapter 386, Hawaii Revised Statutes (HRS), part V, subpart C, to include Reserve Public Safety Law Enforcement Officers and to amend section 386-181, HRS, to add reserve public safety law enforcement officers to the list of volunteer personnel covered under this section. This Act shall take effect on January 1, 2050.

The DLIR supports this measure.

II. CURRENT LAW

The title in Chapter 386, part V, subpart C, and the volunteer personnel listed in section 386-181, HRS, does not include the reserve public safety law enforcement officers.

III. COMMENTS ON THE SENATE BILL

The DLIR supports this proposal as it will assist the Department of Public Safety in augmenting its cadre of reserve volunteer law enforcement officers and increase law enforcement to better protect the community.

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WRITTEN TESTIMONY ONLY

TESTIMONY ON SENATE BILL 3142, SENATE DRAFT 1, HOUSE DRAFT 1
RELATING TO THE WORKERS' COMPENSATION LAW.

By
Max N. Otani, Director

House Committee on Finance
Representative Sylvia Luke, Chair
Representative Kyle T. Yamashita, Vice Chair

Wednesday, April 6, 2022; 2:45 p.m.
State Capitol Conference Room 308 and Via Videoconference

Chair Luke, Vice Chair Yamashita, and Members of the Committee:

The Department of Public Safety (PSD) **supports** Senate Bill (SB) 3142, Senate Draft 1, House Draft 1, which: 1) amends the title of chapter 386, part V, subpart C, Hawaii Revised Statutes (HRS), to add reserve public safety law enforcement officers, 2) amends section 386-181, HRS, to include reserve public safety law enforcement officers to the list of volunteer occupations covered under the workers' compensation law, 3) allows reserve public safety law enforcement officers who are injured under the conditions specified in section 386-3, HRS, to receive workers' compensation, and 4) adds reserve public safety law enforcement officers to the list of volunteers who are covered under the conditions for computing average weekly wages.

The Department is poised to begin a volunteer enforcement program that will recruit PSD's recent retirees and motivated members of the public to assist PSD with its law enforcement responsibilities, similar to police reserve programs in county

police departments. Under the Department's program, its volunteer reserve public safety law enforcement officers would be trained to the same standard as its full-time officers. PSD recognizes, however, that law enforcement work can be dangerous and that the volunteer public safety reserve officers could become injured while working with the Department. Consequently, PSD respectfully requests that the Committees pass SB 3142, SD 1, HD 1 so that the volunteer public safety reserve officers recruited by PSD may be covered under the workers' compensation law should they become injured in the line of duty.

Thank you for the opportunity to testify in support of SB 3142, SD 1, HD 1.