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DISABILITY COMPENSATION DIVISION**

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July 12, 2018

TO: Interested Parties

FROM: JoAnn A. Vidinhar, Administrator 

SUBJECT: 2018 Amendments to the Hawaii Temporary Disability Insurance Law  
(Chapter 392, Hawaii Revised Statutes)

ACT 162, HB 2375 HD1 SD 1, signed by the Governor provides the following, effective July 10, 2018:

1. Section 392-26 (a) and (c). Care by physician or equivalent required.

Allows an advanced practice registered nurse (APRN) to provide care and to certify the disability.

2. Section 392-51. Failure to submit timely wage and employment information.

Increases the penalty against an employer for failure to comply with an insurer's request for information on wages, hours, and duration of employment within seven days from the date the request was received from \$10 to \$250 per request.

3. Section 392-72 (a) and (b). Appeals, filing, and hearing.

Allows TDI appeals to be filed at the various offices of the department throughout the State.

Allows the department to send notices of hearings electronically or by first class mail.

Allows the department to post hearing notices on the department's webpage when the notice of hearing cannot be delivered to a party in the appeal.

Allows hearings to be held in person, via telephone, or by other communication devices, and in a county other than the county in which the claimant resides or was last employed.

Allows a decision to be issued based on available information if a party to the hearing fails to appear at the hearing.

To view Act 162, go to <http://www.capitol.hawaii.gov>.  
Click on “Reports and Lists,” go to “Governor’s Actions.” Click on “[Acts](#)”.