Honolulu, Hawaii

, 2008

S.B. No. 3015 RE:

> S.D. 2 H.D. 2

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred S.B. No. 3015, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE PATIENTS' BILL OF RIGHTS AND RESPONSIBILITIES ACT, "

beg leave to report as follows:

The purpose of this bill is to protect health insurance consumers by amending the Patient's Bill of Rights and Responsibilities Act to establish prohibited unfair or deceptive acts or practices by managed care plans.

The Department of Commerce and Consumer Affairs, Faith Action for Community Equity, Hawaii Coalition for Health, and a concerned individual testified in support of this bill. The Hawaii Medical Service Association provided comments.

Your Committees find that this bill will enhance the Insurance Commissioner's ability to address health insurance consumer grievances through administrative action.

Your Committees have amended this bill by:

(1) Changing its effective date to January 1, 2009, to give managed care plans time to comply with the new provisions; and

SB3015 HD2 HSCR CPC-JUD HMS 2008-3530

(2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3015, S.D. 2, H.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 3015, S.D. 2, H.D. 2.

> Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature

HSCR 1669-08

Record of Votes of the Committee on Consumer Protection & Commerce

SB 3015, SD2, HD1	Committee Referral: HLT, CPC LJUD			Date: 3-31-08					
☐ The committee is reconsidering its previous decision on the measure.									
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)									
CPC Members		Ayes	Ayes (W	R)	Nays	Excused			
1. HERKES, Robert N. (C)		V							
2. McKELVEY, Angus L.K. (VC)						/			
3. EVANS, Cindy									
4. GREEN, Josh, M.D.		<u> </u>							
5. ITO, Ken		/							
6. LUKE, Sylvia									
7. MORITA, Hermina M.						✓ <u> </u>			
8. SONSON, Alex M.						✓			
9. SOUKI, Joseph M.									
10. TSUJI, Clift		_/							
11. YAMANE, Ryan I.									
12. YAMASHITA, Kyle T.				The second second second					
13. MARUMOTO, Barbara C.									
14. THIELEN, Cynthia		<u> </u>							
TOTAL (14)		9				5			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)									
Vice Chair's or designee's signature:									
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office									

State of Hawaii House of Representatives The Twenty-fourth Legislature

HSCR 1669-08

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: Committee SB3015, SD2, HD1 (HSCR1267-08)				Date: 3-31-08					
☐ The committee is reconsidering its previous decision on the measure.									
The recommendation is to: □ Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)									
JUD Members	Ayes	Ayes (WR)	Nays	Excused					
1. WATERS, Tommy (C)									
2. OSHIRO, Blake K. (VC)	/								
3. EVANS, Cindy	/								
4. GREEN, Josh, M.D.	/								
5. ITO, Ken	1								
6. LUKE, Sylvia	/								
7. McKELVEY, Angus L.K.				/					
8. MORITA, Hermina M.				<i>'</i>					
9. SONSON, Alex M.									
10. SOUKI, Joseph M.				/					
11. TSUJI, Clift									
12. YAMANE, Ryan I.				/					
13. YAMASHITA, Kyle T.									
14. MARUMOTO, Barbara C.	/								
15. PINE, Kymberly Marcos									
16. THIELEN, Cynthia	/								
TOTAL (16)	[[5					
The recommendation is: Adopted	☐ Not Adop	ted							
If joint referral, did not support recommendation. committee acronym(s)									
Vice Chair's or designee's signature:									
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office									