STAND. COM. REP. NO. 988 -10

Honolulu, Hawaii

March 24 , 2010

RE: S.B. No. 2697

S.D. 1 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred S.B. No. 2697, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

beg leave to report as follows:

The purpose of this bill is to modernize the Insurance Code to make its provisions uniform with the best practices in insurance regulation.

The Department of Commerce and Consumer Affairs and Hawaii Insurers Council testified in support of this bill with amendments. The Hawaii Association of Health Plans, USAA, Property Casualty Insurers Association of America, Hawaii Medical Service Association, and American Council of Life Insurers provided comments.

Your Committees find that this bill promotes efforts to achieve national uniformity of insurance laws, streamline operations, improve administrative efficiency, and reduce the cost of insurance regulation.

Your Committees have amended this bill by:

(1) Including sales or marketing practices among the subjects of written inquiries made by the Insurance

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Commissioner for which an insurer or insurance licensee must issue a written response within 15 working days;

- Eliminating the following provisions that are contained (2) in other bills that have been enacted into law this session:
 - Allowing crop insurance adjusters to fulfill their (A) licensing examination requirement by passing an examination approved by the Risk Management Agency of the United States Department of Agriculture. This provision is included in S.B. No. 2017, enacted as Act 6, Session Laws of Hawaii (SLH) 2010; and
 - Eliminating reference to a repealed provision on (B) minimum surplus requirements for captive insurance companies. This amendment is included in S.B. No. 2812, S.D. 1, enacted as Act 7, SLH 2010;

and

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. 2697, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2697, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

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

ROBERT N. HERKES, Chair

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Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Committee Referral:			Date: 3/11/10			
SB 2697, SD1	CPC/JU						
☐ 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 (WR	R) Nays	Excused		
1. HERKES, Robert N. (C)		V		起性知識等			
2. WAKAI, Glenn (VC)		V					
3. BELATTI, Della Au					V		
4. CABANILLA, Rida		//					
5. CARROLL, Mele		V					
6. ITO, Ken		V					
7. KARAMATSU, Jon Riki					V		
8. LUKE, Sylvia			allianten and a second	Es 145 DECEMBER SET INTERNAL DID			
9. McKELVEY, Angus L.K.		V					
10. MIZUNO, John M.	ID a len in i	th anathronium		rova i promi i Statistico	V		
11. MORITA, Hermina M.					V		
12. SOUKI, Joseph M.				SOURCE ASSOCIATE CONSTRUCTION OF			
13. TSUJI, Clift							
14. MARUMOTO, Barbara C.	NEWSTERN !						
15. THIELEN, Cynthia		<i>V</i>					
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TOTAL 45		10	d	d	6		
TOTAL (15)	,	10	Y	4	-		
The recommendation is: Adopted Not Adopted If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature:							
Distribution: Original (White) – Committee Duplicate (Ye llow) – Chief Clerk's Office Duplicate (Pink) – HMSO							



State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: Committed $SB2697$, $SD1$	ee Referral:	Date:	Date: 3/11/2010				
☐ 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. KARAMATSU, Jon Riki (C)				X			
2. ITO, Ken (VC)							
3. BELATTI, Della Au	/			X			
4. CABANILLA, Rida	V						
5. CARROLL, Mele	1						
6. HERKES, Robert N.							
7. LUKE, Sylvia				×			
8. McKELVEY, Angus L.K.				B			
9. MIZUNO, John M.				SERK			
10. MORITA, Hermina M.	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		**************************************	(X) H			
11. OSHIRO, Blake K.	V/						
12. SOUKI, Joseph M.	V						
13. TSUJI, Clift	/						
14. WAKAI, Glenn	/						
15. MARUMOTO, Barbara C.	V						
16. THIELEN, Cynthia	V						
TOTAL (16)	13	5	8	3			
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature: Lida Cabamla							
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