STAND. COM. REP. NO. 1125 -10

Honolulu, Hawaii , 2010 RE: S.B. No. 2701 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 Committee on Judiciary, to which was referred S.B. No. 2701, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION, "

begs leave to report as follows:

The purpose of this bill is to protect consumers by updating the laws regulating prepaid legal service plans by, among other things:

- Adding the definitions of "accumulation or payment of money", "accumulates funds", and "commissioner";
- (2) Deleting the exemption for insurers regulated under Chapters 431 and 432, Hawaii Revised Statutes;
- (3) Clarifying filing requirements;
- (4) Requiring the plan administrator to act as a trustee for funds collected by the plan and to maintain a trust account; and
- (5) Allowing the Insurance Commissioner to deny, suspend, revoke, or fine any plan that fails to comply with the law.



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The Department of Commerce and Consumer Affairs testified in support of this bill.

Your Committee has amended this bill by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2701, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2701, S.D. 1, H.D. 1.

SB2701 HD1 HSCR JUD HMS 2010-2902

Respectfully submitted on behalf of the members of the Committee on Judiciary,

🔊 RIKI KARAMATSU, Chair

State of Hawaii House of Representatives The Twenty-fifth Legislature

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HSOR 1125-10

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: SB2701, SD1 Committee Referral: CPC, JUD Date: 3/25/10				
□ 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)	\sim			
2. ITO, Ken (VC)		Construction and a second s	nite (free and free a	HAGANAGAT Getter, et der dahl
3. BELATTI; Della Au				
4. CABANILLA, Rida	ROMANICAL CONTRACTOR	A THE REPORT OF STREET, SAN THE STREET		K
5. CARROLL Mele				V
 6. HERKES, Robert N. 7. LUKE, Sylvia 				
8. McKELVEY, Angus L.K.				
9. MIZUNO, John M.			A version of the second	
10. MORITA, Hermina M.	<u>in na statistica di statis</u>			
11. OSHIRO, Blake K.			The second se	
12. SOUKI, Joseph M.		<u></u>		<u> 1997 - 1997</u> - 1997 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 - 1977 -
13. TSUJI, Clift			And an and a second sec	A second
14. WAKAI, Glenn		1200221200111204212145-5-		
15. MARUMOTO, Barbara C.				
16. THIELEN, Cynthia				
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TOTAL (16)	9			7
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) Committee Duplicate (Yellow) Chief Clerk's Office Duplicate (Pink) HMSO				