STAND. COM. REP. NO. 486

Honolulu, Hawaii

Feb 18 , 2011

RE: H.B. No. 1046

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 1046 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,"

begs leave to report as follows:

The purpose of this bill is to, among other things, authorize the Insurance Commissioner to enforce federal law with respect to accident and health or sickness insurers, mutual benefit societies, and health maintenance organizations (HMOs).

The Department of Commerce and Consumer Affairs testified in support of this measure. Hawaii Medical Service Association testified in support of the intent of this bill.

Your Committee notes that the Patient Protection and Affordable Care Act (ACA) relies on state insurance commissioners to assist the U.S. Department of Health and Human Services with implementing many provisions of the federal law. However, your Committee believes that the extent of authority granted by this bill may be overly broad.

Accordingly, your Committee has amended this bill by:

- (1) With respect to accident and health or sickness insurers, mutual benefit societies, and HMOs, requiring instead that the Insurance Commissioner enforce the consumer protections and market reforms, as set forth in the ACA, that relate to insurance; and
- (2) Making technical, nonsubstantive amendments for clarity, consistence, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1046, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1046, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committee on Health.

HSCR 486

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Health

Bill/Resolution No.: HB1046	Committee HLT		Date:	2/11/11	
☐ The committee is reconsidering its p	previous decision	on the measure.		i į	
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)					
HLT Members		Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)		<u> </u>			
2. MORIKAWA, Dee (VC)		$\sqrt{}$		-	• • • • • • • • • • • • • • • • • • • •
3. BELATTI, Della Au					\checkmark
4. HANOHANO, Faye P.		V			
5. JORDAN, Jo				:	
C LEE Ch.:					
6. LEE, Chris		V			
7. MIZUNO, John M.					
8. WOOLEY, Jessica					
9. CHING, Corinne W.L.					
or o					
10. PINE, Kymberly Marcos					√
TOTAL (10)		8			2
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 Duplicate (Pink) – HMSO					