STAND. COM. REP. NO. 226

Honolulu, Hawaii **February 8**, 2013 RE: H.B. No. 136 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 136 entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

begs leave to report as follows:

The purpose of this measure is to address the problem of uninsured vehicles in the State by:

- Establishing a working group to assist in the development of a program to identify uninsured motor vehicles in the State using web-based technology;
- (2) Establishing the motor vehicle insurance verification special fund to develop and operate a program to identify uninsured motor vehicles in the State;
- (3) Removing duplicative requirements regarding insurance identification cards, safety inspections, and driver examinations;
- (4) Removing judges' discretionary authority to suspend a fine for failure to have insurance if a defendant later obtains insurance; and



STAND. COM. REP. NO. 226 Page 2

(5) Requiring that a portion of certain specified fines be deposited into the motor vehicle insurance verification special fund.

The Department of Commerce and Consumer Affairs, City and County of Honolulu, Honolulu Police Department, and Hawaii Insurers Council testified in support of this measure. Property Casualty Insurers Association of America testified in support of this measure with amendments. The Department of Budget and Finance, State Farm Mutual Automobile Insurance Company, and several individuals testified in opposition to this measure.

Your Committee has amended this measure by:

- Specifying that the motor vehicle insurance verification program shall adhere to industry standards as prescribed by the Insurance Industry Committee on Motor Vehicle Administration;
- (2) Deleting the section that amended the state motor vehicle registration fee;
- (3) Adding a new section to establish a state vehicle emblem fee of \$1; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance consider whether the state vehicle emblem fee of \$1 is an appropriate and effective means of promoting safer roads, should that Committee consider this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 136, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 136, H.D. 1, and be referred to the Committee on Judiciary.

HB136 HD1 HSCR CPC HMS 2013-1800

STAND. COM. REP. NO. 226 Page 3

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ANGUS L.K. MCKELVEY, Chair



State of Hawaii House of Representatives The Twenty-seventh Legislature

HSCR226

## **Record of Votes of the Committee on Consumer Protection & Commerce**

	ee Referral:	Date:	2/04/1	2
Bill/Resolution No.: Committee Referral: Date:   H13 I36 CPC, ND, FIN 02/04/13   In the committee is reconsidering its previous decision on the measure. Date: 02/04/13				
The recommendation is to:				
Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)				
2. KAWAKAMI, Derek S.K. (VC)	r			
3. BELATTI, Della Au				
4. BROWER, Tom	1			
5. CABANILLA, Rida T.R.	1			
6. CACHOLA, Romy M.				
7. CARROLL, Mele				
8. EVANS, Cindy				
9. HAR, Sharon E.				
10. ITO, Ken				
11. LEE, Chris				
12. TSUJI, Clift	V/			
13. YAMANE, Ryan I.			/	
14. MCDERMOTT, Bob			/	
15. THIELEN, Cynthia	-		•	
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		1		2
TOTAL (15)	10		1	2
The recommendation is: Adopted D Not Adopted				
If joint referral, did not support recommendation.				
/ commute actonym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				