

Honolulu, Hawaii

February 20, 2015

RE: H.B. No. 796

H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 796
entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

begs leave to report as follows:

The purpose of this measure is to protect health care providers from recoupment inquiries initiated by accident and health or sickness insurance providers (Entities) by clarifying insurance recoupment standards in Hawaii. Specifically this measure:

- (1) Requires Entities initiating recoupment or offset demand efforts for the reimbursement of insurance to send written notice to a health care provider at least 30 calendar days prior to initiating the demand efforts; and
- (2) Prohibits, subject to certain exceptions, an Entity from initiating any recoupment or offset efforts more than 12 months after an initial claim payment was received by a health care provider.

The Hawaii Medical Association, Hawaii Primary Care Association, and Hawaii Psychological Association testified in support of this measure. The Department of Commerce and Consumer Affairs and Hawaii Medical Service Association provided comments.

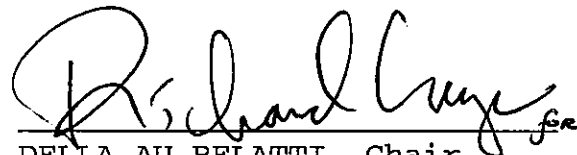


Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, 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. 796, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 796, H.D. 1, and be referred to the Committee on Judiciary.

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


DELLA AU BELATTI, Chair
Vice-Chair



State of Hawaii
House of Representatives
The Twenty-eighth Legislature

HSCR 457

Record of Votes of the Committee on Health

Bill/Resolution No.: <div style="font-size: 1.2em; font-family: cursive;">HB 796</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">HLT, UUD</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/18/15</div>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. BELATTI, Della Au (C)				✓
2. CREAGAN, Richard P. (VC)	✓			
3. HASHEM, Mark J.	/			
4. JORDAN, Jo		/		
5. KOBAYASHI, Bertrand	/			
6. MORIKAWA, Dee	/			
7. OSHIRO, Marcus R.		/		
8. FUKUMOTO CHANG, Beth	✓			
9. TUPOLA, Andria P.L.	/			
TOTAL (9)	6	2		1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 0.8em;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				