

**ACT 190**

**S.B. NO. 86**

**A Bill for an Act Relating to Insurance.**

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 431-420, Hawaii Revised Statutes, is amended by amending subsections (e) and (f) to read:

“(e) Any policy which, in addition to coverage against perils of fire and lightning, includes coverage against other perils, need not comply with all of the provisions of the standard form fire insurance policy if the policy provisions with respect to the perils of fire and lightning are the exact provisions of the standard form fire insurance policy.

(f) The following additions to or modifications of the standard form fire insurance policy are permitted:

- (1) An insurer may use in its policies its name, location of its principal office and date of incorporation, the amount of its paid-in capital stock, the amount of subscribed capital if separately stated, the names of its officers and agents, the number and date of the policy, or the words: “This policy shall not be valid until countersigned by the duly authorized manager or agent of the company at . . . . .”.
- (2) The pages of the standard policy may be renumbered and rearranged for convenience in the preparation of individual contracts and to provide space for the description of the property insured, the listing of rates and premiums for coverages insured thereunder or under endorsements attached or printed thereon, and such other data as may be conveniently included for duplication on daily reports or office records, and there may be substituted for the word company a more accurate descriptive term for the type of insurer.
- (3) An insurer organized under special charter provisions may so indicate upon its policy and may add a statement of the plan under which it operates in this State.
- (4) An insurer may use in its policies written, typewritten, or printed forms of description and specifications of the property insured.
- (5) An insurer may use in its policies with the approval of the commissioner, if the same are not already included in the standard policy, any provisions which any insurer is required by law to insert in its policies not in conflict with the standard policy. The provisions shall be printed apart from the other conditions, agreements, or provisions of the policy under separate title as follows: “Provisions required by law to be inserted in this policy.”
- (6) An insurer may affix to the policy or include therein a written statement that the policy does not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination, all whether directly or indirectly resulting from an insured peril under the policy; provided that nothing herein shall be construed to prohibit the attachment to any such policy of an endorsement or endorsements specifically assuming coverage of loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination.
- (7) An insurer may affix to the policy or include therein a written statement that the policy does not cover loss or damage by fire to sugarcane caused by volcanic activity; provided that nothing herein shall be construed to prohibit the attachment to any such policy of an endorsement or endorsements specifically assuming coverage for loss or damage by fire to sugarcane

caused by volcanic activity.

- (8) An insurer may use appropriate forms of additional contracts, riders, or endorsements adding to or modifying the provisions in the standard policy, or insuring against any additional perils which may by law be the subject of insurance, or insuring against indirect or consequential loss or damage. Such other perils may be perils excluded from coverage in the standard policy. Such form of contracts, riders, and endorsements may contain provisions or stipulations inconsistent with the standard policy if such provisions and stipulations are applicable only to such additional coverage or other additional peril or perils insured against.”

SECTION 2. Chapter 431, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“**Sec. 431- Multi-peril policies.** Except with respect to homeowners policies, insurers issuing multi-peril policies shall state separately the premiums and the amounts of insurance or limits of liability for fire and allied lines, inland marine, general liability, crime and each optional coverage, and shall attach a separate rate sheet to the policy. The rate sheet prescribed by the commissioner shall state all pertinent rating factors including classifications, premium basis and rates used in the computation of the final premium.”

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored.\*

SECTION 4. This Act shall take effect on January 1, 1980.

(Approved June 6, 1979.)

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\*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.