

ACT 142

H.B. NO. 166

A Bill for an Act Relating to Medical Insurance.

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

SECTION 1. Section 431-471, Hawaii Revised Statutes, is amended to read as follows:

“§431-471 Proofs of loss. There shall be a required provision relative to proofs of loss. It shall be as follows:

“Proofs of Loss: In case of claim for loss for which this policy provides any periodic payment contingent upon continuing loss, written proof of loss must be furnished to the insurer at its [said] office within ninety days after the termination of the period for which the insurer is liable, and in case of claim for any other loss within ninety days after the date of such loss. Failure to furnish such proof within the time required shall not invalidate nor reduce any claim if it was not reasonably possible to give proof within such time, provided such proof is furnished as soon as reasonably possible and in no event, except in the absence of legal capacity, later than [one year] fifteen months from the time proof is otherwise required.””

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SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect upon its approval, and shall apply to all insurance policies subject to section 431-471, Hawaii Revised Statutes, issued after the effective date of this Act.

(Approved May 28, 1983.)