ACT 129 H.B. NO. 530

A Bill for an Act Relating to Insurance Certificates of Authority.

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

SECTION 1. Chapter 431, Hawaii Revised Statutes, is amended by adding a new section to article 3 to be appropriately designated and to read as follows:

"**§431:3-** **Foreign insurer; accreditation.** Notwithstanding section 431:3-203 or any other law to the contrary in this code, the insurance commissioner shall grant a certificate of authority to any applicant, regardless of the number of previous years experience in the business of insurance, that is an insurer licensed under the insurance laws of one of not less than three states annually designated by the insurance commissioner from among the states which are accredited by the National Association of Insurance Commissioners. The loss of accreditation by a state designated by the commissioner shall not in itself affect the validity of a previously issued certificate of authority by the commissioner to a foreign insurer licensed under the insurance laws of the previously accredited state. Nor shall the commissioner's de-selection of a state affect the validity of a previously issued certificate of authority to a foreign insurer licensed by that state. Each year, after having designated, or redesignated, the accredited states whose insurers shall be authorized to transact insurance in this State, the commissioner shall cause to be published in a newspaper of general circulation in this State, and in those of the designated states, the fact that those states have been so designated. Nothing in this section shall limit the commissioner's authority to require a foreign insurer to proceed with the accreditation process under this article if the commissioner, at the commissioner's discretion, determines that it would be in the public interest."

SECTION 2. New statutory material is underscored.[1]

SECTION 3. This Act shall take effect on July 1, 1995.

(Approved June 9, 1995.)

Note

1. Edited pursuant to HRS §23G-16.5.