

ACT 15

H.B. NO. 1189

A Bill for an Act Relating to Captive Insurance Companies.

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

SECTION 1. Section 431:19-106, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) An association captive insurance company, including a risk retention captive insurance company, may be [incorporated]:

- (1) [As] Incorporated as a stock insurer with its capital divided into shares and held by the stockholders; [or]
- (2) [As] Incorporated as a mutual insurer without capital stock, the governing body of which is elected by the member organization of its association[.]; or
- (3) Organized as a reciprocal insurer, for other than credit life and credit disability insurance and group term life insurance, without capital stock, whose affairs shall be coordinated through an attorney-in-fact as provided in the power of attorney or other agreement given to the attorney-in-fact by the subscribers.”

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 Statutory material to be repealed is bracketed.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

SECTION 3. This Act shall take effect upon its approval.

(Approved April 14, 1997.)