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## A BILL FOR AN ACT

RELATING TO WORKERS' COMPENSATION INSURANCE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 431:14-104, Hawaii Revised Statutes, is  
2 amended by amending subsection (k) to read as follows:

3           "(k) The following rates shall become effective when  
4 filed:

5           (1) Specific inland marine rates on risks specially rated  
6 by a rating organization;

7           (2) Any special filing with respect to a surety or  
8 guaranty bond required by law or by court or executive  
9 order or by order or rule of a public body, not  
10 covered by a previous filing; and

11           (3) Any special filing with respect to any class of  
12 insurance, subdivision, or combination thereof [~~which~~]  
13 that is subject to individual risk premium  
14 modification and has been agreed to by an insured  
15 under a formal or informal bid process.

16 The rates shall be deemed to meet the requirements of this  
17 article until the time the commissioner reviews the filing and  
18 so long as the filing remains in effect[-]; provided that



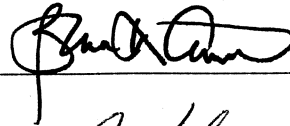
1 nothing in this section shall prohibit a workers' compensation  
 2 insurer from offering a workers' compensation insurance policy  
 3 to an applicant subject to a fifty per cent surcharge on the  
 4 costs of the policy if the applicant was offered a policy from  
 5 the Hawaii Employers' Mutual Insurance Company that was also  
 6 subject to a fifty per cent surcharge."

7 SECTION 2. Statutory material to be repealed is bracketed  
 8 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:




JAN 20 2006



HB 2001

**Report Title:**

Workers' Compensation Insurance

**Description:**

Authorizes workers' compensation insurers to place a 50% surcharge on the costs of their policies under specified circumstances.

