

STAND. COM. REP. NO. 1242-06

Honolulu, Hawaii

March 24, 2006

RE: S.B. No. 940  
S.D. 2  
H.D. 2

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and  
Judiciary, to which was referred S.B. No. 940, S.D. 2, H.D. 1,  
entitled:

"A BILL FOR AN ACT RELATING TO THE PATIENTS' BILL OF RIGHTS  
AND RESPONSIBILITIES ACT,"

beg leave to report as follows:

The purpose of this bill is to provide for the expeditious  
and thorough resolution of medical coverage disputes by, among  
other things:

- (1) Allowing for review of ERISA-covered managed care plan  
coverage disputes by an independent review organization;
- (2) Allowing for review of non-ERISA plans by an external  
review panel;
- (3) Provides for an exemption from state procurement laws in  
hiring an independent medical expert or independent  
review organization; and
- (4) Requires an estimate of the amount in controversy be  
provided by a managed care plan within seven days after  
receipt of a request for external review.

SB940 HD2 HSCR CPC-JUD HMS 2006-3031



The Department of Commerce and Consumer Affairs and Hawaii Disability Rights Center supported this bill. HMSA supported the intent of this measure. Kaiser Permanente opposed this bill. The Hawaii Association of Health Plans submitted comments.

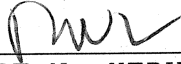
Your Committees find that various stakeholders involved in this issue are continuing to work toward a solution. As such, your Committees would like to continue discussion on this matter. Accordingly, your Committees have amended this bill by changing the effective date to July 1, 2050.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 940, S.D. 2, H.D. 1, as amended herein, and recommend that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 940, S.D. 2, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committees on Consumer  
Protection & Commerce and  
Judiciary,

  
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SYLVIA LUKE, Chair

  
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ROBERT N. HERKES, Chair





