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# A BILL FOR AN ACT

RELATING TO HEALTH INSURANCE.

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

1           SECTION 1. Section 431:2-201.5, Hawaii Revised Statutes,  
2 is amended by amending subsection (c) to read as follows:  
3           "(c) All group health issuers shall offer all small group  
4 health plans to all small employers whose employees live, work,  
5 or reside in the group health issuer's service areas; provided  
6 that the commissioner may exempt a group health issuer if the  
7 commissioner determines that the group health issuer does not  
8 have the capacity to deliver services adequately to enrollees of  
9 additional groups given its obligation to existing employer  
10 groups[-]; and provided further that the commissioner shall  
11 exempt from this subsection group health plans offered to small  
12 employers that employ only one employee, if the group health  
13 issuer offers the small employer groups at least one small group  
14 health plan that meets the requirements of chapter 393, and upon  
15 the determination by the commissioner that the group health  
16 issuer has the capacity to adequately deliver services to



1 enrollees of the additional groups, subject to its obligations  
2 to existing employer groups."

3 SECTION 2. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

5 SECTION 3. This Act shall take effect on July 1, 2007.

