

HOUSE OF REPRESENTATIVES  
THE TWENTY-FIFTH LEGISLATURE  
REGULAR SESSION OF 2010

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

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NOTICE OF HEARING

DATE: Wednesday, February 24, 2010

TIME: 2:00 pm

PLACE: Conference Room 325  
State Capitol  
415 South Beretania Street

A G E N D A

[SB 2015, SD1](#)  
[\(SSCR2111\)](#)

[Status](#)

RELATING TO INTRASTATE TELECOMMUNICATIONS SERVICES.

CPC

Clarifies that the public utilities commission shall treat retail intrastate telecommunications services as fully competitive. Clarifies that the fully competitive designation shall not apply to services provided according to the statutory obligations of telecommunications carriers. (SD1)

[SB 2602](#)  
[\(SSCR2118\)](#)

[Status](#)

RELATING TO REAL ESTATE LICENSEES.

CPC

Requires that a real estate broker or salesperson possess a high school diploma or its equivalent. Increases the continuing education requirement for real estate licensees from ten to twenty hours in a two-year period.

[SB 2017](#)  
[\(SSCR2117\)](#)

[Status](#)

RELATING TO INSURANCE CLAIMS ADJUSTERS.

CPC

Allows a claims adjuster to take an examination approved by the Risk Management Agency of the United States Department of Agriculture in order to qualify for a limited insurance adjuster's license.

[SB 2812, SD1](#)  
[\(SSCR2109\)](#)

[Status](#)

RELATING TO CAPTIVE INSURANCE COMPANIES.

CPC

Amends the frequency of statutorily required captive insurance company examinations from once every three years to once every five years, unless otherwise required by the Insurance Commissioner. Requires risk retention captive insurance companies to undergo examination within three years of formation. Eliminates reference to a repealed provision on minimum surplus requirements for captive insurance companies. Requires protected cell accounts established by sponsored captive insurance companies to be operated only under the forms of business organizations authorized by the Insurance Commissioner. (SD1)

DECISION MAKING TO FOLLOW

HEARING\_CPC\_02-24-10\_-\_FOR\_MERGE\_.htm

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DECISION MAKING ONLY ON THE FOLLOWING MEASURE(S):

Previously heard on **Wednesday, February 17, 2010.**

[HB 1896, HD1](#)  
[\(HSCR182-10\)](#)  
[Status](#)

RELATING TO DENTAL SERVICES.

HLT, CPC

Prohibits an accident and health or sickness insurer, mutual benefit society, health maintenance organization, or dental service organization from requiring a dentist who provides services to its subscribers to accept a fee set by the accident and health or sickness insurer, mutual benefit society, health maintenance organization, or dental service organization unless the services are covered under the applicable subscriber agreement. Effective July 1, 2020. (HB1896 HD1)

[HB 2096, HD1](#)  
[\(HSCR228-10\)](#)  
[Status](#)

RELATING TO PRESCRIPTION DRUGS.

HLT, CPC

Requires providers of accident or health and sickness insurance to base prescription drug coverage on a drug formulary or prior authorization requirement established and regularly updated by a drug formulary advisory board whose membership includes practicing physicians, pharmacists, and health care practitioners. Requires the Insurance Commissioner to provide administrative oversight to ensure compliance by the various insurers. Effective July 1, 2020. (HB2096 HD1)

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing with a transmittal cover indicating:

- Testifier's name with position/title and organization;
- The Committee the comments are directed to;
- The date and time of the hearing;
- Measure number; and
- The number of copies the Committee is requesting.

While every effort will be made to copy, organize, and collate all testimony received, materials received on the day of the hearing or improperly identified or directed to the incorrect office, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 1 (one) copy (including an original) to the CPC Vice Chair, Room 316, in the State Capitol;

FAX: For comments less than 5 pages in length, transmit to the CPC Vice Chair 586-6221(for Oahu) or 1-800-535-3859 (for Neighbor Islanders without a computer to submit testimony through e-mail or the Web);

EMAIL: For comments less than 5 pages in length, transmit to [CPCtestimony@Capitol.hawaii.gov](mailto:CPCtestimony@Capitol.hawaii.gov) ; or

WEB: For comments less than 4MB in size, transmit from the Web page at <http://www.capitol.hawaii.gov/emailtestimony>.

Testimony submitted will be placed on the Legislative Web site after the hearing adjourns. This public posting of testimony on the Web site should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the CPC Committee Clerk at 586-6173 or email your request for an interpreter to [HouseInterpreter@Capitol.hawaii.gov](mailto:HouseInterpreter@Capitol.hawaii.gov) at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" Web site at [www.capitoltv.org](http://www.capitoltv.org) OR call 550-8074.

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Rep. Robert N. Herkes  
Chair

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