
A BILL FOR AN ACT

RELATING TO MOTOR VEHICLE INSURANCE.

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

1 SECTION 1. Section 431:10C-301.5, Hawaii Revised Statutes,
2 is amended to read as follows:

3 "§431:10C-301.5 Covered loss deductible. Whenever a
4 person effects a recovery for bodily injury, whether by suit,
5 arbitration, or settlement, and it is determined that the person
6 is entitled to recover damages, the judgment, settlement, or
7 award shall be reduced by \$5,000 or the amount of personal
8 injury protection benefits incurred, whichever is greater, up to
9 the maximum limit. The covered loss deductible shall not
10 include benefits paid or incurred under any optional additional
11 [~~coverage or~~] coverage, benefits paid under any public
12 assistance program~~[-]~~, or benefits paid or incurred under
13 chapter 386."

14 SECTION 2. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 3. This Act shall take effect on January 1, 2013.



Report Title:

Motor Vehicle Insurance; Covered Loss Deductible

Description:

Excludes benefits paid or incurred under the workers' compensation law from the covered loss deductible. Effective January 1, 2013. (HB994 HD1)

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