

STAND. COM. REP. NO.

486

Honolulu, Hawaii

Feb 18, 2011

RE: H.B. No. 1046
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 1046
entitled:

"A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,"

begs leave to report as follows:

The purpose of this bill is to, among other things, authorize
the Insurance Commissioner to enforce federal law with respect to
accident and health or sickness insurers, mutual benefit
societies, and health maintenance organizations (HMOs).

The Department of Commerce and Consumer Affairs testified in
support of this measure. Hawaii Medical Service Association
testified in support of the intent of this bill.

Your Committee notes that the Patient Protection and
Affordable Care Act (ACA) relies on state insurance commissioners
to assist the U.S. Department of Health and Human Services with
implementing many provisions of the federal law. However, your
Committee believes that the extent of authority granted by this
bill may be overly broad.

HB1046 HD1 HSCR HLT HMS 2011-2168

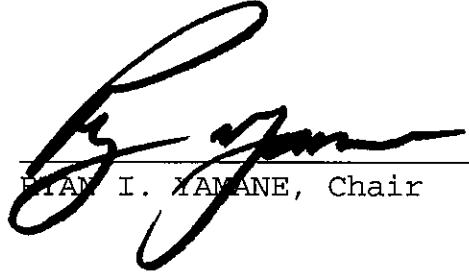


Accordingly, your Committee has amended this bill by:

- (1) With respect to accident and health or sickness insurers, mutual benefit societies, and HMOs, requiring instead that the Insurance Commissioner enforce the consumer protections and market reforms, as set forth in the ACA, that relate to insurance; and
- (2) Making technical, nonsubstantive amendments for clarity, consistence, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1046, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1046, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Health,



BRIAN I. YAMANE, Chair



