

STAND. COM. REP. NO.

2742

Honolulu, Hawaii

MAR 02 2012

RE: S.B. No. 2769
S.D. 2

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2769, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

begs leave to report as follows:

The purpose and intent of this measure is to require the Insurance Commissioner to publish lists of homeowners and motor vehicle insurers, with respective annual premiums, on the Insurance Division's official website.

In addition, this measure allows the Insurance Commissioner to intervene to adjust insurance rates if the Insurance Commissioner determines that the rates are excessive, inadequate, or unfairly discriminatory.

Your Committee received written comments in support of this measure from Hawaii Insurers Council. Your Committee received written comments in opposition to this measure from American Insurance Association.

Your Committee finds that the publication requirements in this measure will allow Hawaii's consumers to compare insurance rates and to make more informed decisions when purchasing insurance. Additionally, authorizing the publication of this information electronically will provide the Insurance Commissioner with an alternative to address cost concerns associated with publication in a newspaper of general circulation.

SB2769 SD2 SSCR LRB 12-1849.doc



Your Committee has amended this measure by:

- (1) Clarifying that the Insurance Commissioner's authority to mandate insurers to submit new filings for any type of insurance is in addition to the Insurance Commissioner's authority to adjust motor vehicle insurance rates pursuant to section 431:10C-209.5, Hawaii Revised Statutes;
- (2) Clarifying that if the insurer files a written request for a hearing on the Insurance Commissioner's disapproval of a rate filing, the existing effective rate shall remain in effect until the final order is rendered; and
- (3) Making technical nonsubstantive amendments for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2769, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2769, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DAVID Y. IGE, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <i>SB 2769, SAI</i>	Committee Referral: <i>CPN, WAM</i>	Date: <i>2-24-12</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
FUKUNAGA, Carol	✓			
KIM, Donna Mercado	✓			
KAHELE, Gilbert	✓			
KOUCHI, Ronald D.	✓			
RYAN, Pohai	✓			
TOKUDA, Jill N.	✓			
WAKAI, Glenn	✓			
SLOM, Sam	✓			
TOTAL	14	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Michelle N. Kidani</div>				
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*Only one measure per Record of Votes