

STAND. COM. REP. NO.

3414

Honolulu, Hawaii

APR 13 2012

RE: S.C.R. No. 44  
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.C.R. No. 44, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE  
COMMISSIONER TO CONDUCT A FACT-FINDING AND FEASIBILITY STUDY  
ON THE VIABILITY OF USING ACCELERATED DEATH BENEFITS AND  
VIATICAL SETTLEMENTS AS A SOURCE OF FUNDING FOR LONG-TERM  
CARE NEEDS,"

begs leave to report as follows:

The purpose and intent of this measure is to request the  
Insurance Commissioner to study the viability of using life  
insurance accelerated death benefits and viatical settlements to  
finance long-term care needs.

Your Committee received written comments in support of this  
measure from the Department of Commerce and Consumer Affairs.  
Written comments on this measure were received from the  
Legislative Reference Bureau.

Your Committee finds that the Hawaii Long-Term Care  
Commission was established by Act 224, Session Laws of Hawaii  
2008, to conduct a comprehensive assessment of Hawaii's long-term  
care system. One of the initiatives proposed by the Commission in  
its final report to the Legislature was to explore using life  
insurance as a source of long-term care financing. Specifically,  
the Commission recommended that the Insurance Commissioner and the  
Legislature study the feasibility of using accelerated death  
benefits and viatical settlements to fund long-term care needs.

SCR44 SD2 SSCR LRB 12-2572.doc



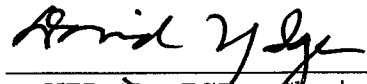
This measure requests the Insurance Commissioner to undertake the study recommended by the Commission.

Your Committee has amended this measure by:

- (1) With regard to the list of entities that will receive a certified copy of this measure:
  - (A) Deleting the Hawaii Long-Term Care Commission, as the Commission's term will expire upon the adjournment sine die of the 2012 Regular Session; and
  - (B) Adding the Director of the Legislative Reference Bureau; and
- (2) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

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 concurs with the intent and purpose of S.C.R. No. 44, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 44, 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.:* <b>SCR44 SDI</b>	Committee Referral: <b>HMS/CPN, WAM</b>	Date: <b>4-11-12</b>		
<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				/
<b>TOTAL</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>4</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes