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# A BILL FOR AN ACT

RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE EXCHANGE.

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

1           SECTION 1. Section 435H-4, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3           "(b) The membership of the board shall reflect geographic  
4 diversity and the diverse interests of stakeholders including  
5 consumers, employers, insurers, and dental benefit providers.  
6 The director of commerce and consumer affairs or the director's  
7 designee, the director of health or the director's designee, the  
8 director of human services or the director's designee, and the  
9 director of labor and industrial relations or the director's  
10 designee shall be ex-officio, voting members of the board.

11           The director of commerce and consumer affairs, the director  
12 of health, the director of human services, and the director of  
13 labor and industrial relations may select a designee for a  
14 specified meeting or meetings. Such selection of the designee  
15 shall be submitted in writing to the board of directors prior to  
16 or at the meeting in which the designee will serve."

S.B. NO. 1108

1 SECTION 2. New statutory material is underscored.

2 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: 

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BY REQUEST

S.B. NO. 1108

**Report Title:**

Hawaii Health Insurance Exchange; Board of Directors; Designee's Voting Authority

**Description:**

Allows the directors of the Departments of Commerce and Consumer Affairs, of Health, of Human Services, and of Labor and Industrial Relations to delegate voting authority to their designees for a specified meeting or meetings.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

JUSTIFICATION SHEET

DEPARTMENT: Human Services

TITLE: A BILL FOR AN ACT RELATING TO THE DESIGNEES FOR THE DIRECTORS OF THE DEPARTMENTS OF COMMERCE AND CONSUMER AFFAIRS, OF HEALTH, OF HUMAN SERVICES, AND OF LABOR AND INDUSTRIAL RELATIONS FOR THE BOARD OF DIRECTORS OF THE HAWAII HEALTH INSURANCE.

PURPOSE: To allow the directors of the Departments of Commerce And Consumer Affairs, of Health, of Human Services, and of Labor and Industrial Relations to select their designees for a specified meeting or meetings of the board of directors of the Hawaii Health Insurance Exchange.

MEANS: Amend section 435H-4(b), Hawaii Revised Statutes.

JUSTIFICATION: Act 205, Session Laws of Hawaii 2011, codified as chapter 435H, Hawaii Revised Statutes, established the Hawaii Health Insurance Exchange as a Hawaii nonprofit corporation. The corporation is also known as the Hawaii Health Connector.

Section 435H-4(b), Hawaii Revised Statutes, specifies that the directors of the Departments of Commerce and Consumer Affairs, of Health, of Human Services, and of Labor and Industrial Relations or their respective designees shall be ex-officio voting members of the board of directors of the Hawaii Health Insurance Exchange.

Allowing the directors of the named departments to select a designee for specified meetings or meetings will ensure the voting representation that is critical for the successful development and implementation of the Hawaii Health Insurance Exchange.

Additionally, a voting quorum may not be met without the directors' designees.

The implementation of a health insurance exchange is necessary for meeting the requirements of the federal Affordable Health Care Act.

Impact on the public: The successful operation of the Hawaii Health Connector will allow Hawaii's resident to take full advantage of the Affordable Health Care Act benefits.

Impact on the department and other agencies: Will ensure a seamless integration with the Department of Human Services' medical assistance programs.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM  
DESIGNATION: HMS 904.

OTHER AFFECTED  
AGENCIES: Departments of Commerce and Consumer Affairs, of Health, and of Labor and Industrial Relations.

EFFECTIVE DATE: Upon approval.