

Honolulu, Hawaii

APR 26 2012

RE: S.B. No. 2767
S.D. 2
H.D. 1
C.D. 1

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

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2767, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO INSURANCE,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to update the Insurance Code in conformity with the National Association of Insurance Commissioners' model acts relating to guaranty associations.

Your Committee on Conference finds that this measure will improve the operations of insurance guaranty associations by providing for greater uniformity among states and facilitating greater coordination among Hawaii's various guaranty associations. Among other things, this measure clarifies increased limits on covered claims and allows the Hawaii Life and Disability Insurance Guaranty Association the option of assuming an insolvent insurer's reinsurance contracts.



Your Committee on Conference further finds that this measure will provide additional benefits to the State's insurance consumers and will allow the State's insurance guaranty associations to fulfill their statutory purpose of protecting Hawaii policyholders and consumers.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the rights of subrogation and other equitable or legal remedies available to an association by removing language relating to structured settlement annuities;
- (2) Inserting an effective date of July 1, 2012; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2767, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2767, S.D. 2, H.D. 1, C.D. 1.

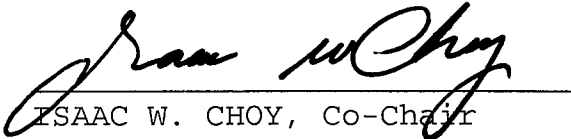
Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

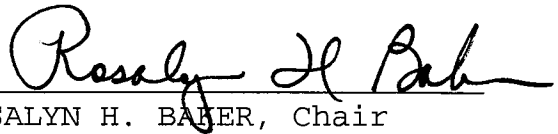
ON THE PART OF THE SENATE



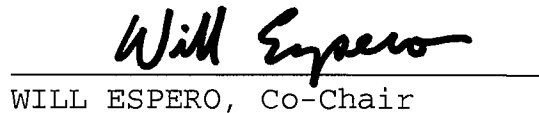
ROBERT N. HERKES, Co-Chair



ISAAC W. CHOY, Co-Chair



ROSALYN H. BAKER, Chair



WILL ESPERO, Co-Chair



Hawaii State Legislature

CCR 9-12

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: SB 2767, SD 2, HD 1	Date/Time: <i>10:11 Am</i> <i>4-24-2012</i>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
BAKER, Rosalyn H., Chr.	✓				HERKES, Robert N., Co-Chr.	✓			
ESPERO, Will, Co-Chr.	✓				CHOY, Isaac W., Co-Chr.	✓			
GALUTERIA, Brickwood	✓				TSUJI, Clift	✓			
TANIGUCHI, Brian T.	✓				MARUMOTO, Barbara C.	✓			
SLOM, Sam	✓								
TOTAL	5	-	-	-	TOTAL	4	-	-	-

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature:
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