

## NOTICE OF PUBLIC HEARING

Pursuant to Hawaii Revised Statutes ("HRS") section 431:2-201 and chapter 91, notice is hereby given that the Insurance Division ("Division") will hold a public hearing on Monday, May 09, 2022, at 10:00 a.m., in the Queen Liliuokalani Conference Room, First Floor, King Kalakaua Building, Department of Commerce and Consumer Affairs, 335 Merchant Street, Honolulu, Hawaii, to hear all persons interested in the proposed amendments and compilation of Hawaii Administrative Rules ("HAR") Chapter 16-23 entitled "Motor Vehicle Insurance Law."

The purpose of the proposed amendments to this chapter is to amend HAR chapter 16-23-13 "The Joint Underwriting Plan" (JUP) to provide that entities other than insurers, may service the JUP; will replace current provisions for compensation for providing services to the JUP with a fee schedule; will provide that producers writing business pursuant to the JUP will be compensated at market rates; and will provide that costs of administering HRS chapter 431, article 10C may be paid from the Compliance Resolution Fund. The amendments will allow entities other than insurers to provide services to the JUP; will provide greater flexibility in compensating producers who write business pursuant to the JUP; and will update the rules to reflect that the Motor Vehicle Insurance Administration Revolving Funds was repealed.

All interested persons shall be afforded the opportunity to submit data, views, or arguments, orally or in writing, to the Insurance Division at the time of hearing. All written and oral submissions regarding the proposed rules shall be fully considered. All persons wishing to submit written testimony are requested to submit 2 copies of their written testimony by Thursday, May 5, 2022, to the Insurance Division at the address noted below; or by e-mail to [insurance@dcca.hawaii.gov](mailto:insurance@dcca.hawaii.gov).

A copy of the proposed rules may be obtained at no charge before the date of the hearing between 7:45 a.m. and 4:30 p.m., Monday through Friday, excluding holidays, at the following address: Department of Commerce and Consumer Affairs, Insurance Division, 335 Merchant Street, Room 213, Honolulu, Hawaii 96813.

Further, the proposed rules may be reviewed in person free of charge at the Insurance Division at the address and hours of operation noted above. In addition, the full text of the proposed rules is available for review and can be downloaded free of charge from the following websites:

The Office of the Lieutenant Governor: <http://ltgov.hawaii.gov/the-office/administrative-rules/>

The Department of Commerce and Consumer Affairs: <http://cca.hawaii.gov/ins/har/>

Individuals who require special needs accommodations are invited to call Patricia Kondo at (808) 586-2790 at least 4 working days prior to the hearing. The Insurance Division intends to make its decision on the proposed rules at the time of the hearing. However, in the event the Insurance Division decides to take the decision on the proposed rules under advisement, it will announce the date when it intends to make its decision.

COLIN M. HAYASHIDA  
Insurance Commissioner  
State of Hawaii