

1 6054.E AMH H5095.1

2 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92) **FAILED, WITHDRAWN, NOT**
3 **CONSIDERED 03/06/92**
4 By Representatives Paris and Beck

5

6 On page 2, line 5 of the amendment, after "deals" insert "only"

7 On page 2, line 7 of the amendment, after "effects," insert
8 "including"

9 On page 2, line 12 of the amendment, after "procedure is" strike
10 "complementary or"

11 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
12 By Representative

13

14 On page 4, line 15 of the amendment, after "shall be" strike
15 "complementary and"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

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4 On page 2, beginning on line 25 of the amendment, after
5 "providers." strike all material through "chapter." on line 28

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 3, after line 9 of the amendment, insert the following:

5 "(6) To the extent that practice of chiropractic includes practice
6 of medicine as defined in chapter 18.71 RCW, chiropractors shall be
7 held to the same standard of care as physicians."

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 3, beginning on line 8 of the amendment, after "medical
5 procedures" strike all material through "spine" on line 9

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 5, after line 2 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 6.** This act shall expire four years from
6 the effective date of this act unless legislation to reenact it is
7 passed by the legislature. This act shall be reviewed by the
8 department of health which shall make a report on expansion of costs by
9 this act to the legislature by January 1, 1996."

10 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
11 By Representative

12
13 On page 5, line 9 of the title amendment, after "section;" insert
14 "providing an expiration date;"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** A new section is added to chapter 18.25 RCW
6 to read as follows:

7 For the purpose of this chapter, the chiropractic board shall adopt
8 rules requiring that each spinal procedure be recorded for its
9 diagnostic relation to spinal adjustment."

10 Renumber the remaining sections consecutively and correct any
11 internal references accordingly.

12 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
13 By Representative

14

15 On page 5, line 8 of the title amendment, after "adding" strike "a
16 new section" and insert "new sections"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 3, after line 9 of the amendment, insert the following:

5 "(6) A person licensed under this chapter shall not engage in the

6 practice of medicine, as defined in chapter 18.71 RCW."

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 1, beginning on line 10 of the amendment, strike all of
5 section 2

6 Renumber the remaining sections consecutively and correct any
7 internal references accordingly.

8 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
9 By Representative

10
11 On page 5, line 7 of the title amendment, after "RCW" strike
12 "18.25.025 and"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 3, beginning on line 10 of the amendment, strike all of
5 section 3

6 Renumber the remaining sections consecutively and correct any
7 internal references accordingly.

8 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
9 By Representative

10
11 On page 5, beginning on line 7 of the title amendment, after
12 "18.25.025" strike "and 18.25.006"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 4, beginning on line 4 of the amendment, after "complex"

5 strike all material through "providers" on line 7

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 3, beginning on line 27 of the amendment, after "(6)"
5 strike all material through "(7)" on page 4, line 1

6 Renumber the remaining subsections consecutively.

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 4, beginning on line 1 of the amendment, after "(7)" strike

5 all material through "(8)" on line 3

6 Renumber the remaining subsections consecutively.

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 2, line 7 of the amendment, after "its" strike all material

5 through "body" on line 9 and insert "spinal effects"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** A new section is added to chapter 48.44 RCW
6 to read as follows:

7 (1) Each group contract for chiropractic services which is entered
8 into, or renewed, on or after the effective date of this act, between
9 a health care service contractor and the person or persons to receive
10 such care shall offer coverage for medical services on the same basis
11 as any other care.

12 (2) A patient of a physician shall not be denied benefits under a
13 contract because the practitioner is not licensed under chapter 18.25
14 RCW.

15 (3) This section shall not apply to a group contract for
16 comprehensive health care services entered into in accordance with a
17 collective bargaining agreement between management and labor
18 representatives. Benefits for the medical care shall be offered by the
19 employer in good faith on the same basis as any other care as a subject
20 for collective bargaining for group contracts for health care
21 services."

22 Renumber the remaining sections consecutively and correct any
23 internal references accordingly.

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 5, line 8 of the title amendment, after "RCW;" insert

5 "adding a new section to chapter 48.44 RCW;"

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4 On page 4, after line 25 of the amendment, insert the following:

5 "Sec. 5. RCW 41.05.075 and 1988 c 107 s 9 are each amended to read
6 as follows:

7 (1) The administrator shall provide employee benefit plans designed
8 by the board through a contract or contracts with insuring entities,
9 through self-funding, self-insurance, or other methods of providing
10 insurance coverage authorized by RCW 41.05.140.

11 (2) The administrator shall establish a contract bidding process
12 that encourages competition among insuring entities, is timely to the
13 state budgetary process, and sets conditions for awarding contracts to
14 any insuring entity.

15 (3) The administrator shall establish a requirement for review of
16 utilization and financial data from participating insuring entities on
17 a quarterly basis.

18 (4) The administrator shall centralize the enrollment files for all
19 employee health plans and develop enrollment demographics on a plan-
20 specific basis.

21 (5) The administrator shall establish methods for collecting,
22 analyzing, and disseminating to covered individuals information on the
23 cost and quality of services rendered by individual health care
24 providers.

25 (6) All claims data shall be the property of the state. The
26 administrator may require of any insuring entity that submits a bid to
27 contract for coverage all information deemed necessary to fulfill the
28 administrator's duties as set forth in this chapter.

1 (7) All contracts with insuring entities for the provision of
2 health care benefits shall provide that the beneficiaries of such
3 benefit plans may use on an equal participation basis the services of
4 practitioners licensed pursuant to chapters 18.22, 18.25, 18.32, 18.53,
5 18.57, 18.71, 18.74, 18.83, and 18.88 RCW. However, nothing in this
6 subsection may preclude the administrator from establishing appropriate
7 utilization controls approved pursuant to RCW 41.05.065(2) (a)(i), (b),
8 and (d).

9 (8) Beginning in January 1990, and each January thereafter, the
10 administrator shall publish and distribute to each school district a
11 description of health care benefit plans available through the
12 authority and the estimated cost if school district employees were
13 enrolled.

14 (9) This section shall not apply to the services added to
15 chiropractic scope of practice by this chapter."

16 Renumber the remaining sections consecutively and correct any
17 internal references accordingly.

18 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
19 By Representative

20
21 On page 5, beginning on line 7 of the title amendment, after
22 "18.25.025" strike "and 18.25.006" and insert ", 18.25.006, and
23 41.05.075"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** A new section is added to chapter 7.70 RCW
6 to read as follows:

7 In actions against chiropractors licensed pursuant to chapter 18.25
8 RCW, to the extent that the subject matter of the lawsuit involves a
9 service also included within chapter 18.71 RCW, chiropractors shall be
10 held to the same standard of care as physicians licensed pursuant to
11 chapter 18.71 RCW."

12 Renumber the remaining sections consecutively and correct any
13 internal references accordingly.

14 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
15 By Representative

16
17 On page 5, line 8 of the title amendment, after "RCW;" insert
18 "adding a new section to chapter 7.70 RCW;"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "Sec. 5. RCW 48.44.310 and 1986 c 223 s 8 are each amended to read
6 as follows:

7 (1) Each group contract for comprehensive health care service which
8 is entered into, or renewed, on or after September 8, 1983, between a
9 health care service contractor and the person or persons to receive
10 such care shall offer coverage for chiropractic care on the same basis
11 as any other care.

12 (2) A patient of a chiropractor shall not be denied benefits under
13 a contract because the practitioner is not licensed under chapter 18.57
14 or 18.71 RCW.

15 (3) This section shall not apply to a group contract for
16 comprehensive health care services entered into in accordance with a
17 collective bargaining agreement between management and labor
18 representatives. Benefits for chiropractic care shall be offered by
19 the employer in good faith on the same basis as any other care as a
20 subject for collective bargaining for group contracts for health care
21 services.

22 (4) This section shall not apply to the services added to
23 chiropractic scope of practice by this chapter."

24 Renumber the remaining sections consecutively and correct any
25 internal references accordingly.

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** A new section is added to chapter 48.21 RCW
6 to read as follows:

7 Notwithstanding any provision of any group disability insurance
8 contract or blanket disability insurance contract as provided for in
9 this chapter, benefits shall not be denied thereunder for any health
10 service performed by a holder of a license issued pursuant to chapter
11 18.71 RCW if: (1) The service performed was within the lawful scope of
12 such person's license; and (2) such contract would have provided
13 benefits if such service had been performed by a holder of license
14 issued pursuant to chapter 18.25 RCW: PROVIDED, That no provision of
15 chapter 18.25 RCW shall be asserted to deny benefits under this
16 section.

17 The provisions of this section are intended to be remedial and
18 procedural to the extent they do not impair the obligation of any
19 existing contract."

20 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

21 By Representative

22

23 On page 5, line 8 of the title amendment, after "RCW;" insert
24 "adding a new section to chapter 48.21 RCW;"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "Sec. 5. RCW 48.21.142 and 1971 ex.s. c 13 s 2 are each amended to
6 read as follows:

7 Notwithstanding any provision of any group disability insurance
8 contract or blanket disability insurance contract as provided for in
9 this chapter, benefits shall not be denied thereunder for any health
10 service performed by a holder of a license issued pursuant to chapter
11 18.25 RCW if (1) the service performed was within the lawful scope of
12 such person's license, and (2) such contract would have provided
13 benefits if such service had been performed by a holder of a license
14 issued pursuant to chapter 18.71 RCW: PROVIDED, HOWEVER, That no
15 provision of chapter 18.71 RCW shall be asserted to deny benefits under
16 this section.

17 The provisions of this section are intended to be remedial and
18 procedural to the extent they do not impair the obligation of any
19 existing contract.

20 This section shall not apply to the services added to chiropractic
21 scope of practice by this chapter."

22 Renumber the remaining sections consecutively and correct any
23 internal references accordingly.

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)

2 By Representative

3

4 On page 5, beginning on line 7 of the title amendment, after

5 "18.25.025" strike "and 18.25.006" and insert ", 18.25.006, and

6 48.21.142"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** A new section is added to chapter 18.25 RCW
6 to read as follows:

7 All health care insurers subject to the regulation of the insurance
8 commissioner shall have the authority to set service and fee
9 limitations on chiropractic costs. They may establish arrangements
10 under which chiropractors are paid on a prepaid capitated basis."

11 Renumber the remaining sections consecutively and correct any
12 internal references accordingly.

13 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
14 By Representative

15

16 On page 5, line 8 of the title amendment, after "adding" strike "a
17 new section" and insert "new sections"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 4, after line 25 of the amendment, insert the following:

5 "NEW SECTION. **Sec. 5.** If any section of this act is found to
6 exceed the intent of section 1 of this act, the entire act shall be
7 null and void."

8 Renumber the remaining sections consecutively and correct internal
9 references accordingly.

10 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
11 By Representative

12
13 On page 5, beginning on line 8 of the title amendment, after
14 "creating" strike "a new section" and insert "new sections"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3
4 On page 4, beginning on line 26 of the amendment, strike all of
5 section 5

6 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
7 By Representative

8
9 On page 5, line 8 of the title amendment, after "18.25 RCW;" insert
10 "and"

11 On page 5, line 9 of the title amendment, after "section" strike "
12 and declaring an emergency"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 3, after line 9 of the amendment, insert the following:

5 "(6) A person licensed under this chapter may not engage in the
6 practice of medicine as defined in chapter 18.71 RCW."

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 2, at the beginning of line 6 of the amendment, strike
5 "diagnosis" and insert "detection"

6 On page 2, line 22 of the amendment, after "differential" strike
7 "diagnosis" and insert "detection"

8 On page 2, line 27 of the amendment, after "use of" strike
9 "diagnostic" and insert "detection"

10 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
11 By Representative

12

13 On page 4, line 3 of the amendment, after "differential" strike
14 "diagnosis" means a diagnosis" and insert "detection" means a
15 detection"

1 **ESB 6054** - H AMD TO HC COMM AMD (H-5006.1/92)
2 By Representative

3

4 On page 3, beginning on line 3 of the amendment, strike all of
5 subsection (5)