
HOUSE BILL 2311

State of Washington

53rd Legislature

1994 Regular Session

By Representatives Morris, Long, L. Johnson, Padden, Ogden, Edmondson, Orr, Mastin, Conway, Brown, Kessler, Linville, Kremen, Sommers, H. Myers and Shin

Read first time 01/12/94. Referred to Committee on Corrections.

1 AN ACT Relating to health care services for inmates; and amending
2 RCW 72.10.020 and 72.10.030.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 72.10.020 and 1989 c 157 s 3 are each amended to read
5 as follows:

6 The department ((may)) shall develop and implement a health
7 services plan for the delivery of health care services to inmates in
8 the department's custody(~~(, at the discretion of the secretary)~~). The
9 plan shall include a schedule of services that meets the coverage for
10 subsidized enrollees in the basic health plan, chapter 70.47 RCW.
11 Coverage may exceed the coverage for subsidized enrollees only if
12 approved by the secretary to comply with federal requirements or if an
13 inmate purchases additional health care coverage with his or her own
14 funds. The schedule of services under this section shall be the same
15 as that defined by the health services commission as the uniform
16 benefits package design under RCW 43.72.130 and approved by the
17 legislature under RCW 43.72.180.

1 **Sec. 2.** RCW 72.10.030 and 1989 c 157 s 4 are each amended to read
2 as follows:

3 (1) Notwithstanding any other provisions of law, the secretary may
4 enter into contracts with health care practitioners, health care
5 facilities, and other entities or agents as may be necessary to provide
6 basic medical care to inmates. The contracts shall not cause the
7 termination of classified employees of the department rendering the
8 services at the time the contract is executed.

9 (2) In contracting for services, the secretary is authorized to
10 provide for indemnification of health care practitioners who cannot
11 obtain professional liability insurance through reasonable effort, from
12 liability on any action, claim, or proceeding instituted against them
13 arising out of the good faith performance or failure of performance of
14 services on behalf of the department. The contracts may provide that
15 for the purposes of chapter 4.92 RCW only, those health care
16 practitioners with whom the department has contracted shall be
17 considered state employees.

18 (3) The secretary shall include in the contract a requirement that
19 the contractor comply with the health services plan under RCW
20 72.10.020.

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