
HOUSE BILL 2853

State of Washington 53rd Legislature 1994 Regular Session

By Representatives Hansen, Dyer, Brough and Chandler

Read first time 01/26/94. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to providing industrial insurance through private
2 insurance carriers; amending RCW 51.14.010, 51.14.010, and 51.14.010;
3 creating new sections; and providing effective dates.

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

5 NEW SECTION. **Sec. 1.** The legislature recognizes that new costs
6 and responsibilities for employee health care will be placed on many
7 businesses beginning in 1995. Further, the legislature finds that the
8 options for purchasing health care benefits should include options that
9 permit coordination of health care services when the care is for work-
10 related injury or illness. The purpose of this act is to permit
11 employers to coordinate health care benefits by allowing the purchase
12 of industrial insurance coverage from private insurance carriers as of
13 the date that certified health plan coverage is required for their
14 employees.

15 **Sec. 2.** RCW 51.14.010 and 1971 ex.s. c 289 s 26 are each amended
16 to read as follows:

1 (1) Except as otherwise provided in subsection (2) of this section,
2 every employer under this title shall secure the payment of
3 compensation under this title by:

4 ~~((1))~~ (a) Insuring and keeping insured the payment of such
5 benefits with the state fund; or

6 ~~((2))~~ (b) Qualifying as a self-insurer under this title.

7 (2) For an employer subject to RCW 43.72.220(2), the employer may
8 satisfy the requirements of subsection (1) of this section by insuring
9 and keeping insured the payment of benefits under this title with an
10 insurer holding a certificate of authority under Title 48 RCW and
11 certified by the department to provide industrial insurance.

12 **Sec. 3.** RCW 51.14.010 and 1994 c ... s 2 (section 2 of this act)
13 are each amended to read as follows:

14 (1) Except as otherwise provided in subsection (2) of this section,
15 every employer under this title shall secure the payment of
16 compensation under this title by:

17 (a) Insuring and keeping insured the payment of such benefits with
18 the state fund; or

19 (b) Qualifying as a self-insurer under this title.

20 (2) For an employer subject to RCW 43.72.220(2) or (3), the
21 employer may satisfy the requirements of subsection (1) of this section
22 by insuring and keeping insured the payment of benefits under this
23 title with an insurer holding a certificate of authority under Title 48
24 RCW and certified by the department to provide industrial insurance.

25 **Sec. 4.** RCW 51.14.010 and 1994 c ... s 3 (section 3 of this act)
26 are each amended to read as follows:

27 ~~((1) Except as otherwise provided in subsection (2) of this~~
28 ~~section,)~~ Every employer under this title shall secure the payment of
29 compensation under this title by:

30 ~~((a))~~ (1) Insuring and keeping insured the payment of such
31 benefits with the state fund or with an insurer holding a certificate
32 of authority pursuant to Title 48 RCW and certified by the department
33 of labor and industries to provide industrial insurance; or

34 ~~((b))~~ (2) Qualifying as a self-insurer under this title.

35 ~~((2) For an employer subject to RCW 43.72.220(2) or (3), the~~
36 ~~employer may satisfy the requirements of subsection (1) of this section~~
37 ~~by insuring and keeping insured the payment of benefits under this~~

1 ~~title with an insurer holding a certificate of authority under Title 48~~
2 ~~RCW and certified by the department to provide industrial insurance.)~~)

3 NEW SECTION. **Sec. 5.** The department of labor and industries and
4 the insurance commissioner shall jointly prepare recommendations for
5 legislation necessary to implement sections 2 through 4 of this act.
6 The recommended legislation shall be reported to the legislature by
7 December 1, 1994.

8 NEW SECTION. **Sec. 6.** (1) Section 2 of this act shall take effect
9 July 1, 1995.

10 (2) Section 3 of this act shall take effect July 1, 1996.

11 (3) Section 4 of this act shall take effect July 1, 1997.

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