
HOUSE BILL 2554

State of Washington

55th Legislature

1998 Regular Session

By Representatives Zellinsky, L. Thomas, Sullivan and Carrell

Read first time 01/15/98. Referred to Committee on Financial Institutions & Insurance.

1 AN ACT Relating to insurance fraud; amending RCW 48.30A.015; and
2 prescribing penalties.

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

4 **Sec. 1.** RCW 48.30A.015 and 1995 c 285 s 3 are each amended to read
5 as follows:

6 (1) It is unlawful for a person:

7 (a) Knowing that the payment is for the referral of a claimant to
8 a service provider, either to accept payment from a service provider
9 or, being a service provider, to pay another; or

10 (b) To provide or claim or represent to have provided services to
11 a claimant, knowing the claimant was referred in violation of (a) of
12 this subsection.

13 ~~(2) ((It is unlawful for a service provider to engage in a regular
14 practice of waiving, rebating, giving, paying, or offering to waive,
15 rebate, give, or pay all or any part of a claimant's casualty or
16 property insurance deductible.))~~ It is unlawful for a service provider
17 to offer a claimant a cash incentive, a material incentive, or a
18 nonmaterial incentive, regardless of actual monetary value, when a

1 property and casualty insurance claim will be filed to reimburse the
2 claimant for the cost of service.

3 (3) The legislature finds that the practices covered by this
4 section are matters vitally affecting the public interest for the
5 purpose of applying the consumer protection act, chapter 19.86 RCW.
6 Violations of this chapter are not reasonable in relation to the
7 development and preservation of business. A violation of this chapter
8 is an unfair or deceptive act in trade or commerce and an unfair method
9 of competition for the purpose of applying the consumer protection act,
10 chapter 19.86 RCW.

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