

SHB 2404 - S AMD TO HEA COMM AMD (S5589.1) **341**
By Senator Jacobsen

1 On page 6, after line 33 of the amendment, insert the following:

2 "NEW SECTION. **Sec. 7.** (1) Any retainer health care practice may
3 enter into contracts with or for the benefit of retainer subscribers
4 which require prepayment for primary care services by such persons in
5 consideration of such retainer primary care practice providing one or
6 more primary care services to such persons.

7 (2) The commissioner may on examination disapprove any retainer
8 agreement for any of the following grounds:

9 (a) If it contains or incorporates by reference any inconsistent,
10 ambiguous, or misleading clauses, or exceptions and conditions which
11 unreasonably or deceptively affect the risk purported to be assumed in
12 the general coverage of the retainer agreement;

13 (b) If it has any title, heading, or other indication of its
14 provisions which is misleading;

15 (c) If purchase of primary care services thereunder is being
16 solicited by deceptive advertising;

17 (d) If it contains unreasonable restrictions on the treatment of
18 retainer subscribers; or

19 (e) If it fails to conform to minimum provisions or standards.

20 (3) In addition to the grounds listed in subsection (2) of this
21 section, the commissioner may disapprove any retainer agreement if the
22 benefits provided therein are unreasonable in relation to the retainer
23 fees charged for the retainer agreement."

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

EFFECT: Requires OIC to review and approve retainer medicine agreements and retainer fees.

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