

SHB 2404 - S AMD TO HEA COMM AMD (S5589.1) 332
By Senator Jacobsen

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

2 "Sec. 7. RCW 48.41.030 and 2004 c 260 s 25 are each amended to
3 read as follows:

4 The definitions in this section apply throughout this chapter
5 unless the context clearly requires otherwise.

6 (1) "Accounting year" means a twelve-month period determined by the
7 board for purposes of record-keeping and accounting. The first
8 accounting year may be more or less than twelve months and, from time
9 to time in subsequent years, the board may order an accounting year of
10 other than twelve months as may be required for orderly management and
11 accounting of the pool.

12 (2) "Administrator" means the entity chosen by the board to
13 administer the pool under RCW 48.41.080.

14 (3) "Board" means the board of directors of the pool.

15 (4) "Commissioner" means the insurance commissioner.

16 (5) "Covered person" means any individual resident of this state
17 who is eligible to receive benefits from any member, or other health
18 plan.

19 (6) "Health care facility" has the same meaning as in RCW
20 70.38.025.

21 (7) "Health care provider" means any physician, facility, or health
22 care professional, who is licensed in Washington state and entitled to
23 reimbursement for health care services.

24 (8) "Health care services" means services for the purpose of
25 preventing, alleviating, curing, or healing human illness or injury.

26 (9) "Health carrier" or "carrier" has the same meaning as in RCW
27 48.43.005.

28 (10) "Health coverage" means any group or individual disability
29 insurance policy, health care service contract, and health maintenance
30 agreement, except those contracts entered into for the provision of

1 health care services pursuant to Title XVIII of the Social Security
2 Act, 42 U.S.C. Sec. 1395 et seq. The term does not include short-term
3 care, long-term care, dental, vision, accident, fixed indemnity,
4 disability income contracts, limited benefit or credit insurance,
5 coverage issued as a supplement to liability insurance, insurance
6 arising out of the worker's compensation or similar law, automobile
7 medical payment insurance, or insurance under which benefits are
8 payable with or without regard to fault and which is statutorily
9 required to be contained in any liability insurance policy or
10 equivalent self-insurance.

11 (11) "Health plan" means any arrangement by which persons,
12 including dependents or spouses, covered or making application to be
13 covered under this pool, have access to hospital and medical benefits
14 or reimbursement including any group or individual disability insurance
15 policy; health care service contract; health maintenance agreement;
16 uninsured arrangements of group or group-type contracts including
17 employer self-insured, cost-plus, or other benefit methodologies not
18 involving insurance or not governed by Title 48 RCW; coverage under
19 group-type contracts which are not available to the general public and
20 can be obtained only because of connection with a particular
21 organization or group; and coverage by medicare or other governmental
22 benefits. This term includes coverage through "health coverage" as
23 defined under this section, and specifically excludes those types of
24 programs excluded under the definition of "health coverage" in
25 subsection (10) of this section.

26 (12) "Medical assistance" means coverage under Title XIX of the
27 federal Social Security Act (42 U.S.C., Sec. 1396 et seq.) and chapter
28 74.09 RCW.

29 (13) "Medicare" means coverage under Title XVIII of the Social
30 Security Act, (42 U.S.C. Sec. 1395 et seq., as amended).

31 (14) "Member" means any commercial insurer which provides
32 disability insurance or stop loss insurance, any health care service
33 contractor, any health maintenance organization licensed under Title 48
34 RCW, any retainer health care practices authorized under this act, and
35 any self-funded multiple employer welfare arrangement as defined in RCW
36 48.125.010. "Member" also means the Washington state health care
37 authority as issuer of the state uniform medical plan. "Member" shall
38 also mean, as soon as authorized by federal law, employers and other

1 entities, including a self-funding entity and employee welfare benefit
2 plans that provide health plan benefits in this state on or after May
3 18, 1987. "Member" does not include any insurer, health care service
4 contractor, or health maintenance organization whose products are
5 exclusively dental products or those products excluded from the
6 definition of "health coverage" set forth in subsection (10) of this
7 section.

8 (15) "Network provider" means a health care provider who has
9 contracted in writing with the pool administrator or a health carrier
10 contracting with the pool administrator to offer pool coverage to
11 accept payment from and to look solely to the pool or health carrier
12 according to the terms of the pool health plans.

13 (16) "Plan of operation" means the pool, including articles, by-
14 laws, and operating rules, adopted by the board pursuant to RCW
15 48.41.050.

16 (17) "Point of service plan" means a benefit plan offered by the
17 pool under which a covered person may elect to receive covered services
18 from network providers, or nonnetwork providers at a reduced rate of
19 benefits.

20 (18) "Pool" means the Washington state health insurance pool as
21 created in RCW 48.41.040."

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

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24 On page 8, line 2 of the title amendment, after "48.44.010" insert
25 "and 48.41.030"

EFFECT: Retainer health care practices must contribute to the

Washington State Health Insurance Pool (WSHIP).

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