

ESHB 1220 - S AMD 242

By Senators Becker, Zarelli, Hewitt, Schoesler, Ericksen, Benton, King, Baumgartner, Hatfield, Sheldon, Roach, Morton, Tom, Parlette, Carrell, Holmquist Newbry, Fain, Hill, Honeyford, Harper, Stevens, Pflug, Delvin, Litzow, Swecker, Baxter

OUT OF ORDER 04/07/2011

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 48.02.120 and 1985 c 264 s 2 are each amended to read
4 as follows:

5 (1) The commissioner shall preserve in permanent form records of
6 his or her proceedings, hearings, investigations, and examinations, and
7 shall file such records in his or her office.

8 (2) The records of the commissioner and insurance filings in his or
9 her office shall be open to public inspection, except as otherwise
10 provided by this code.

11 (3) Actuarial formulas, statistics, and assumptions submitted in
12 support of a rate or form filing by an insurer, health care service
13 contractor, or health maintenance organization or submitted to the
14 commissioner upon his or her request shall be withheld from public
15 inspection in order to preserve trade secrets or prevent unfair
16 competition.

17 (4) Except as provided in subsection (5) of this section, for all
18 rate increases for an individual and small group health benefit plan
19 rate filing filed with the office of the insurance commissioner on or
20 after July 1, 2011, the following shall apply:

21 (a) The health carrier must submit part I rate increase summary and
22 part II written explanation of the rate increase as set forth by the
23 centers for medicaid and medicare services at the time of filing; and

24 (b) The commissioner must:

25 (i) Make available for public inspection the part I rate increase
26 summary and part II written explanation of the rate increase on the
27 tenth calendar day after the commissioner determines that a rate filing
28 is complete and accepts the filing for review through the electronic
29 rate and form filing system;

