

SHB 1323 - S AMD TO HLTC COMM AMD (S-2353.1/21) 782
By Senator Braun

WITHDRAWN 04/10/2021

1 On page 5, after line 37, insert the following:

2 "Sec. 4. RCW 50B.04.080 and 2020 c 98 s 4 are each amended to
3 read as follows:

4 (1) Beginning January 1, 2022, the employment security department
5 shall assess for each individual in employment with an employer a
6 premium based on the amount of the individual's wages. The initial
7 premium rate is fifty-eight hundredths of one percent of the
8 individual's wages. Beginning January 1, 2024, and biennially
9 thereafter, the premium rate shall be set by the pension funding
10 council at a rate no greater than fifty-eight hundredths of one
11 percent. In addition, the pension funding council must set the
12 premium rate at the lowest amount necessary to maintain the actuarial
13 solvency of the long-term services and supports trust account created
14 in RCW 50B.04.100 in accordance with recognized insurance principles
15 and designed to attempt to limit fluctuations in the premium rate. To
16 facilitate the premium rate setting the office of the state actuary
17 must perform a biennial actuarial audit and valuation of the fund and
18 make recommendations to the pension funding council.

19 (2)(a) The employer must collect from the employees the premiums
20 provided under this section through payroll deductions and remit the
21 amounts collected to the employment security department.

22 (b) In collecting employee premiums through payroll deductions,
23 the employer shall act as the agent of the employees and shall remit
24 the amounts to the employment security department as required by this
25 chapter.

26 (3) Nothing in this chapter requires any party to a collective
27 bargaining agreement in existence on October 19, 2017, to reopen
28 negotiations of the agreement or to apply any of the responsibilities
29 under this chapter unless and until the existing agreement is
30 reopened or renegotiated by the parties or expires.

31 (4)(a) Premiums shall be collected in the manner and at such
32 intervals as provided in this chapter and directed by the employment
33 security department.

1 (b) To the extent feasible, the employment security department
2 shall use the premium assessment, collection, and reporting
3 procedures in Title 50A RCW.

4 (5) The employment security department shall deposit all premiums
5 collected in this section in the long-term services and supports
6 trust account created in RCW 50B.04.100.

7 (6) Premiums collected in this section are placed in the trust
8 account for the individuals who become eligible for the program. A
9 refund of premiums must be provided for a deceased qualified
10 individual with a dependent who is an individual with a developmental
11 disability who is dependent for support from the qualified
12 individual. The qualified individual must not have been determined to
13 be an eligible beneficiary by the department of social and health
14 services. The refund shall be deposited into an individual trust
15 account within the developmental disabilities endowment trust fund
16 for the benefit of the dependent with a developmental disability.

17 (7) If the premiums established in this section are increased,
18 the legislature shall notify each qualified individual by mail that
19 the person's premiums have been increased, describe the reason for
20 increasing the premiums, and describe the plan for restoring the
21 funds so that premiums are returned to fifty-eight hundredths of one
22 percent of the individual's wages."

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

SHB 1323 - S AMD TO HLTC COMM AMD (S-2353.1/21) **782**
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25 On page 8, line 12, after "50B.04.050," insert "50B.04.080,"

EFFECT: Requires the premiums be refunded when a vested individual who did not utilize the program benefit and has a developmentally disabled dependent becomes deceased. The refund must be deposited into an individual account within the developmental disabilities endowment trust for the dependent's use.

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