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**SENATE BILL 5503**

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**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** Senators Schoesler, Braun, Brown, Dozier, Gildon, Honeyford, Mullet, Muzzall, Padden, Short, Wagoner, and L. Wilson

Prefiled 12/07/21. Read first time 01/10/22. Referred to Committee on Health & Long Term Care.

1 AN ACT Relating to studying the financial products available  
2 through the private market to replace the long-term services and  
3 supports trust program authorized in chapter 50B.04 RCW; creating a  
4 new section; repealing RCW 50B.04.010, 50B.04.020, 50B.04.030,  
5 50B.04.040, 50B.04.050, 50B.04.060, 50B.04.070, 50B.04.080,  
6 50B.04.085, 50B.04.090, 50B.04.095, 50B.04.100, 50B.04.110,  
7 50B.04.120, 50B.04.130, 50B.04.140, 50B.04.150, 50B.04.160, and  
8 50B.04.900; and providing an expiration date.

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

10 NEW SECTION. **Sec. 1.** (1) A joint select committee on studying  
11 the financial products available through the private market to  
12 replace the long-term services and supports trust program authorized  
13 in chapter 50B.04 RCW is established, with members as provided in  
14 this subsection.

15 (a) The president of the senate shall appoint one member from  
16 each of the two largest caucuses of the senate.

17 (b) The speaker of the house of representatives shall appoint one  
18 member from each of the two largest caucuses of the house of  
19 representatives.

20 (c) The committee shall nominate one nonvoting chair.

21 (2) The committee shall review the following issues:

1 (a) How to appropriately bundle a long-term care rider with a  
2 life insurance policy or annuity to provide affordable, private long-  
3 term care insurance in Washington state that would also be portable  
4 for use in other states;

5 (b) Whether there is a product that could be developed specific  
6 to group insurance plans offered by employers that would provide  
7 long-term care insurance benefits similar to the long-term supports  
8 and services trust program in the aftermath of the insurance carriers  
9 withdrawing from the sale of private policies in Washington state;  
10 and

11 (c) The cause for the collapse of the private long-term care  
12 insurance market in Washington state in the summer prior to the  
13 November 1, 2021, deadline and provide insights to determine:

14 (i) Why the carriers pulled out of the market altogether and the  
15 subsequent market impacts; and

16 (ii) The impacts of the collapse of the private long-term care  
17 insurance market and withdrawal of long-term care insurance carriers  
18 to Washington state employers, Washington state individual consumers,  
19 and the economic development in Washington state.

20 (3) Staff support for the committee shall be provided by the  
21 senate committee services and the house of representatives office of  
22 program research.

23 (4) Legislative members of the committee shall be reimbursed for  
24 travel expenses in accordance with RCW 44.04.120.

25 (5) The expenses of the committee must be paid jointly by the  
26 senate and the house of representatives. Committee expenditures are  
27 subject to approval by the senate facilities and operations committee  
28 and the house of representatives executive rules committee, or their  
29 successor committees.

30 (6) The committee shall report its findings and recommendations  
31 to the senate business, financial services, and trade committee and  
32 the house of representatives consumer protection and business  
33 committee by July 1, 2023.

34 (7) This section expires January 1, 2024.

35 NEW SECTION. **Sec. 2.** The following acts or parts of acts are  
36 each repealed:

37 (1) RCW 50B.04.010 (Definitions) and 2021 c 113 s 1, 2020 c 98 s  
38 1, & 2019 c 363 s 2;

- 1 (2) RCW 50B.04.020 (Duties—Health care authority, department of  
2 social and health services, office of the state actuary, employment  
3 security department) and 2021 c 113 s 2, 2020 c 98 s 2, & 2019 c 363  
4 s 3;
- 5 (3) RCW 50B.04.030 (Long-term services and supports trust  
6 commission—Investment strategy subcommittee) and 2021 c 113 s 3 &  
7 2019 c 363 s 4;
- 8 (4) RCW 50B.04.040 (Long-term services and supports council—  
9 Benefit unit adjustment) and 2019 c 363 s 5;
- 10 (5) RCW 50B.04.050 (Qualified individuals) and 2021 c 113 s 4,  
11 2020 c 98 s 3, & 2019 c 363 s 6;
- 12 (6) RCW 50B.04.060 (Eligible beneficiaries—Determination—  
13 Services and benefits) and 2019 c 363 s 7;
- 14 (7) RCW 50B.04.070 (Payment of benefits) and 2019 c 363 s 8;
- 15 (8) RCW 50B.04.080 (Premium assessment—Rate—Collection) and 2020  
16 c 98 s 4 & 2019 c 363 s 9;
- 17 (9) RCW 50B.04.085 (Premium assessment—Exemptions) and 2021 c 113  
18 s 5 & 2020 c 98 s 7;
- 19 (10) RCW 50B.04.090 (Election of coverage—Self-employed persons)  
20 and 2021 c 113 s 6, 2020 c 98 s 5, & 2019 c 363 s 10;
- 21 (11) RCW 50B.04.095 (Election of coverage—Federally recognized  
22 tribe) and 2021 c 113 s 7;
- 23 (12) RCW 50B.04.100 (Long-term services and supports trust  
24 account) and 2019 c 363 s 11;
- 25 (13) RCW 50B.04.110 (Long-term services and supports trust  
26 account—Investment—Policies) and 2019 c 363 s 12;
- 27 (14) RCW 50B.04.120 (Appeal of determinations) and 2020 c 98 s 6  
28 & 2019 c 363 s 13;
- 29 (15) RCW 50B.04.130 (Medicare data and waiver—Report) and 2019 c  
30 363 s 14;
- 31 (16) RCW 50B.04.140 (Reports to legislature) and 2019 c 363 s 15;
- 32 (17) RCW 50B.04.150 (Benefits not income or resource) and 2019 c  
33 363 s 16;
- 34 (18) RCW 50B.04.160 (Entitlement not created) and 2019 c 363 s  
35 17; and
- 36 (19) RCW 50B.04.900 (Findings—2019 c 363) and 2019 c 363 s 1.

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