

ESB 5241 - H AMD TO APP COMM AMD (H-3433.2/24) **1177**

By Representative Walsh

NOT CONSIDERED 03/07/2024

1 On page 22, after line 38 of the striking amendment, insert the
2 following:

3 "NEW SECTION. **Sec. 24.** (1) By July 1, 2026, and annually
4 thereafter, the attorney general shall publish on its website the
5 following information regarding written notices and material change
6 transactions in the preceding year:

7 (a) The number of written notices of material change transaction
8 submitted to the attorney general in accordance with this chapter and
9 for each notice, the total number of days from the day the notice was
10 submitted to the day the material change transaction was approved,
11 denied, or approved with conditions;

12 (b) For written notices of material change transaction submitted
13 under RCW 19.360.040(3), the number of:

14 (i) Days for the attorney general to find a notice complete under
15 section 7(1) of this act;

16 (ii) Additional requests for information made by the attorney
17 general for each notice prior to finding the notice complete;

18 (iii) Transactions subject to investigation under RCW 19.30.050;

19 (iv) Public hearings held regarding each material change
20 transaction;

21 (v) Material change transactions subject to preliminary review;

22 (vi) Material change transactions subject to comprehensive review,
23 as well as those subject to comprehensive review with the stakeholder
24 board described in section 14 of this act;

25 (vii) Material change transactions approved;

26 (viii) Material change transactions denied;

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1 (ix) Material change transactions approved with conditions or
2 modification and the specific conditions or modifications imposed on
3 each transaction;

4 (x) Material change transactions the denial of which was appealed;
5 and

6 (xi) Material change transactions that were approved with
7 conditions or modification and where imposition of the conditions or
8 modifications was appealed.

9 (c) For each health equity assessment conducted as part of a
10 comprehensive review:

11 (i) The name and credentials of the individual or entity hired to
12 conduct the health equity assessment;

13 (ii) The length of time for the assessment to be completed; and

14 (iii) Any additional information that was required to be provided
15 by the parties to the material change transaction in connection with
16 the assessment.

17 (d) For each independent contractor hired to prepare a financial
18 assessment pursuant to section 9 of this act:

19 (i) The name and credentials of the individual or entity hired to
20 conduct the financial assessment;

21 (ii) The length of time for the assessment to be completed; and

22 (iii) Any additional information that was required to be provided
23 by the parties to the material change transaction in connection with
24 the assessment.

25 (e) For each material change transaction, the actual or future
26 estimated costs to the attorney general of the following, as
27 applicable:

28 (i) Preliminary review;

29 (ii) Comprehensive review;

30 (iii) Public hearings;

31 (iv) Solvency experts;

32 (v) Health equity assessment;

33 (vi) Stakeholder review board;

34 (vii) Ongoing oversight; and

1 (viii) The total cost paid by the parties to the material change
2 transaction.

3 (2) The attorney general must allow, but not require, parties to
4 material change transactions under this chapter the opportunity to
5 report the parties' aggregate costs, including attorneys' fees, as
6 well as consultant and expert fees. If such information is provided
7 by a party to the attorney general, the attorney general must publish
8 the information on its website along with the information required in
9 subsection (1) of this section."

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11 Renumber the remaining sections consecutively and correct any
12 internal references accordingly.

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14 On page 23, at the beginning of line 9 of the striking amendment,
15 strike "25" and insert "26"

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EFFECT: Requires the Attorney General, beginning on July 1,
2026, and annually thereafter, to publish on its website specified
information about the written notices of material change
transactions submitted to the Attorney General and about material
change transactions in the preceding year.

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