

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5581

68th Legislature
2023 Regular Session

Passed by the Senate April 18, 2023
Yeas 48 Nays 0

President of the Senate

Passed by the House April 7, 2023
Yeas 96 Nays 0

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5581** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5581

AS AMENDED BY THE HOUSE

Passed Legislature - 2023 Regular Session

State of Washington

68th Legislature

2023 Regular Session

By Senate Health & Long Term Care (originally sponsored by Senators Muzzall, Robinson, Braun, Rivers, Warnick, Cleveland, Hasegawa, Kuderer, Lovelett, Shewmake, C. Wilson, J. Wilson, and L. Wilson)

READ FIRST TIME 02/13/23.

1 AN ACT Relating to developing strategies to reduce or eliminate
2 cost sharing for maternity care services and postpartum care; and
3 creating a new section.

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

5 NEW SECTION. **Sec. 1.** (1) The office of the insurance
6 commissioner, in consultation with health carriers, health care
7 providers, and consumers in this state, shall conduct an analysis of
8 how health plans define, cover, and reimburse for maternity care
9 services, including prenatal, delivery, and postpartum care, and make
10 recommendations regarding methods to reduce or eliminate deductibles
11 and other forms of cost sharing for maternity care services.

12 (2) In conducting the analysis, the office of the insurance
13 commissioner shall:

14 (a) Obtain necessary information regarding health plans offered
15 by carriers with more than one percent accident and health market
16 share based upon the insurance commissioner's most recent annual
17 market information report and health plans offered to public
18 employees under chapter 41.05 RCW to evaluate:

19 (i) How health plan benefit designs define maternity care
20 services;

1 (ii) Whether and to what extent maternity care services are
2 subject to deductibles and other cost-sharing requirements;

3 (iii) Which maternity care services are considered preventive
4 services under section 2713 of the federal public health service act
5 (42 U.S.C. Sec. 300gg et seq.) and implementing federal regulations
6 in effect on the effective date of this section and are therefore
7 exempt from cost sharing;

8 (iv) The five most used maternity care reimbursement
9 methodologies used by each carrier; and

10 (v) With respect to reimbursement methodologies that bundle
11 payment for maternity care services, which specific services are
12 included in the bundled payment;

13 (b) Estimate the total and per member per month impact on health
14 plan rates of eliminating cost sharing for maternity care services in
15 full, or for prenatal care only, for the following markets:

16 (i) Individual health plans other than cascade select plans;
17 (ii) Cascade select health plans;
18 (iii) Small group health plans;
19 (iv) Large group health plans;
20 (v) Health plans offered to public employees under chapter 41.05
21 RCW; and
22 (vi) All health plans in the aggregate.

23 (3) The office of the insurance commissioner shall submit a
24 report on the findings and cost estimate to the appropriate
25 committees of the legislature by July 1, 2024. The report must also
26 include recommendations for methods to reduce or eliminate
27 deductibles and other forms of cost sharing for maternity care
28 services.

29 (4) The office of the insurance commissioner may contract for all
30 or a portion of the analysis required in this section.

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