



August 11, 2016

Bianca Stoner  
Office of the Insurance Commissioner  
PO Box 40258  
Olympia, WA 98504

*Delivered via electronic mail to:*  
*rulesc@oic.wa.gov*  
Attention: Rules Coordinator

RE: Rule Number 2013-11 Issuer disclosures, notices and processes to protect privacy of health care information

Dear Ms. Stoner:

Thank you for the opportunity to review the stakeholder draft of rule number 2013-11, regarding issuer disclosures, notices and processes to protect privacy of health care information. On behalf of Molina Healthcare of Washington, please find the following comments.

**WAC 284-04-500 (10)**

*"A licensee shall make the health information policies, standards, and procedures developed pursuant to this section available to both members and non-members."*

**Molina's Comments:**

We believe this language is too broad. Internal policies and procedures are confidential and proprietary information and therefore, we have concerns with sharing this information externally. We suggest that the language be amended from "policies, standards and procedures" to "practices".

**OIC Draft Privacy Webpage Template**

*Required elements section of Webpage Template*

**Molina's Comments:**

This section appears to add requirements that are not outlined in the proposed rule language; such as posting a description of how to make a request for higher level of privacy protection and information on how the issuer will respond to the request.

*“Brief statement regarding the right to request a higher level of privacy protection”*

**Molina’s Comments:**

We believe that it would be beneficial to include a definition of “higher level of privacy protection” within the proposed rule and any other requirements intended by the inclusion of the template.

We appreciate the opportunity to work collaboratively with the OIC in proposed rulemaking. Thank you for your consideration of Molina Healthcare of Washington’s comments. If there are any questions, we would be happy to discuss.

Sincerely,

Gretchen Gillis  
Manager of Government Contracts  
Molina Healthcare of Washington

CC:

Lisa Moore, Contract Specialist  
Harry Carstens, AVP of Compliance  
Kelli Carpenter, Manager of Compliance