**PREPROPOSAL STATEMENT OF INQUIRY**

CR-101 (October 2017)  
(Implements RCW 34.05.310)  
Do NOT use for expedited rule making

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<table>
<thead>
<tr>
<th>Agency: Office of the Insurance Commissioner</th>
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<tr>
<td>Subject of possible rule making: Continued implementation of Chapter 427, Laws of 2019 – Balance Billing Protection Act</td>
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**Statutes authorizing the agency to adopt rules on this subject:** RCW 48.49.060, 48.49.110, 48.43.730

**Reasons why rules on this subject may be needed and what they might accomplish:**
The Balance Billing Protection Act established new requirements applicable to health carriers, hospitals, ambulatory surgical facilities, laboratories and several types of health care providers that offer health care coverage or services in Washington state. An initial set of rules were effective in December 2019, prior to the new law going into effect. Due to implementation experience to date, revisions to the rules are needed to refine implementation processes and clarify terms related to several components of the new law. Such rules will facilitate implementation of the law by ensuring that all affected entities understand their rights and obligations under the law.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**
The WA State Department of Health (DOH) and the Office of the Insurance Commissioner OIC) share responsibility for enforcement of violations of the balance billing prohibition. The OIC has closely coordinated with DOH on implementation of these provisions and will continue to do so through this rulemaking proceeding.

**Process for developing new rule (check all that apply):**
- [ ] Negotiated rule making
- [ ] Pilot rule making
- [ ] Agency study
- [x] Other (describe) Comments due June 17, 2020

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

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Other:

(If necessary)

**Additional comments:**

**Date:** June 2, 2020  
**Signature:** [Signature]

**Name:** Mike Kreidler  
**Title:** Insurance Commissioner

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STATE OF WASHINGTON  
FILED  
DATE: June 02, 2020  
TIME: 8:01 AM  
WSR 20-12-083