

2020 Rules Agenda

Rule Number	Name of proposed rule	Summary	Complexity	Policy Lead
R 2020-01 Amend 284-33	Increasing allowable amount for risk reduction goods and services	A petition to increase the \$1,500 allowable amount for goods and services over a 12 month period.	Normal	David Forte
R 2020-04 2SSB 5601 (2020)	Health care benefit managers	Requires health care benefit managers in Washington, including pharmacy benefit managers, to obtain a registration and file contracts with the office of the insurance commissioner.	Complex	Mandy Weeks-Green
R 2020-05 Amend 284-07-310 thru 400	Update to actuarial opinion rule	Permit actuaries with other NAIC accepted actuarial designations to be considered a qualified actuary.	Normal	David Forte
R 2020-06 SSB 2338 (2020)	Prohibiting discrimination in health care coverage	Expands health coverage to include mental health parity requirements. Applies health insurance nondiscrimination provisions to all non-grandfathered, short-term limited purpose or duration, and student-only health plans.	Complex	Jane Beyer
R 2020-07 2SHB 1065 (2019)	Updates to the Balance Billing Protection Act	Removes consumers from billing disputes between providers and insurance carriers for services involving emergency care and approved surgery at in-network hospitals or surgery centers.	Normal	Jane Beyer

Rule Number	Name of proposed rule	Summary	Complexity	Policy Lead
R 2020-08 SHB 1075 (2019)	Change of Insurance – Offset of Expenses of Group Policyholder	The prohibition on rebates or inducements does not prohibit an insurer from issuing payment to offset documented expenses incurred by a group policy holder in changing coverage from one insurer to another. Requires the payment to be included in the calculation of the premium tax.	Normal	Scott Bird
R2020-09 SSB 6052 (2020)	Life Insurance - Behavioral Change Incentives	Exempts life insurers offering products or services that are intended to incentivize behavioral changes from insurance rebating and inducement statutes.	Complex	Scott Bird
ESHB 2642 (2020)	Removing health coverage barriers to accessing substance use disorder treatment services	Prohibits prior authorization for payment for admission to residential substance use disorder treatment or withdrawal management services and provides requirements for the initiation of a utilization review. Requires the Health Care Authority and Office of the Insurance Commissioner to adopt a single set of criteria for the use of health plans and behavioral health agencies to conduct substance use disorder treatment utilization reviews and to determine levels of care.	Complex	Jane Beyer
HB 2554 (2020)	Mitigating inequity in the health insurance market caused by health plans that exclude certain mandated benefits	Requires health carriers and the Health Benefit Exchange to provide notices to consumers when mandatory benefits are excluded from health plans and allows the insurance commissioner to assess a fee on a health carrier that excludes certain mandatory benefits.	Normal	Tabba Alam
SSB 6051 (2020)	Health coverage supplementing Medicare part D	Exempts employer and union-sponsored prescription drug plans that exclusively supplement Medicare Part D coverage from regulations applicable to health insurance plans.	Normal	Bode Makinde
Amend 284-30-650	Update to prompt response requirement	Amend WAC to more accurately describe how to respond to OIC inquiries.	Simple	Bode Makinde

Rule Number	Name of proposed rule	Summary	Complexity	Policy Lead
E2SHB 2662, E2SSB 6087 (2020)	Imposing cost-sharing for insulin products	Caps the total out-of-pocket cost for a 30-day supply of insulin at \$100 for two years.	Simple	David Forte
R 2016-23 ESSB 6309 (2016) & HB 1001 (2019)	Service contracts providers	Update rules to be consistent with legislative amendments involving service contract and protection product guarantee providers, a change in solvency requirement and medium stockholder equity calculations and the basis for suspension, and clarifying wholly owned motor vehicle manufacturers.	Simple	Bode Makinde
R 2019-03 SSB 5889 (2019)	Confidential communications	Requires health carriers to direct all communications regarding sensitive services directly to the protected individual.	Normal	Mandy Weeks-Green
R 2019-05 ESHB 1099 (2019)	Providing notice about network adequacy to consumers	Health carriers must post specific information about network adequacy on their websites for consumers to review.	Complex	Mandy Weeks-Green
R 2019-11 ESHB 1879 (2019)	Prescription drug utilization management	Requires health carriers and prescription drug utilization management entities to provide the patient and the prescribing practitioner access to clear, readily accessible, and timely exceptions processes.	Complex	Mandy Weeks-Green