
SUBSTITUTE SENATE BILL 6474

State of Washington 63rd Legislature 2014 Regular Session

By Senate Health Care (originally sponsored by Senator Rivers)

READ FIRST TIME 02/07/14.

1 AN ACT Relating to requirements for navigators associated with the
2 health benefit exchange; and amending RCW 43.71.075.

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

4 **Sec. 1.** RCW 43.71.075 and 2012 c 87 s 25 are each amended to read
5 as follows:

6 (1) A person or entity functioning as a navigator consistent with
7 the requirements of section 1311(i) of P.L. 111-148 of 2010, as
8 amended, shall not be considered soliciting or negotiating insurance as
9 stated under chapter 48.17 RCW.

10 (2) As part of or in connection with the application to become a
11 navigator, consistent with the requirements of section 1311(i) of P.L.
12 111-148 of 2010, as amended, the person applying as a navigator shall
13 furnish information concerning his or her identity, including
14 fingerprints for submission to the Washington state patrol, the federal
15 bureau of investigation, and any governmental agency or entity
16 authorized to receive this information for a state and national
17 criminal history background check.

18 (3)(a) A person or entity functioning as a navigator may only
19 request health care information that is relevant to the specific

1 assessment and recommendation of health plan options. Any health care
2 information received by a navigator may not be disclosed to any third
3 party that is not part of the enrollment process and must be destroyed
4 after enrollment has been completed.

5 (b) If a person's health care information is received and disclosed
6 to a third party in violation of (a) of this subsection, the navigator
7 must notify the person of the breach. The exchange must develop a
8 policy to establish a reasonable notification period and what
9 information must be included in the notice. This policy and
10 information on the exchange's confidentiality policies must be made
11 available on the exchange's web site.

12 (4) For the purposes of this section, "health care information" has
13 the meaning provided in RCW 70.02.010.

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