

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 6097

66th Legislature
2020 Regular Session

Passed by the Senate March 10, 2020
Yeas 37 Nays 12

President of the Senate

Passed by the House March 5, 2020
Yeas 83 Nays 14

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 6097** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 6097

AS AMENDED BY THE HOUSE

Passed Legislature - 2020 Regular Session

State of Washington

66th Legislature

2020 Regular Session

By Senate Health & Long Term Care (originally sponsored by Senators Rolfes, Kuderer, Pedersen, Frockt, Conway, Randall, Carlyle, and Saldaña)

READ FIRST TIME 02/06/20.

1 AN ACT Relating to requiring the insurance commissioner to review
2 a health carrier's surplus, capital, or profit levels as part of its
3 rate filing review process; and adding a new section to chapter 48.43
4 RCW.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 48.43
7 RCW to read as follows:

8 (1) For individual and small group rate filings with an effective
9 date on or after January 1, 2021, submitted by a health carrier for
10 either the individual or small group markets, the commissioner may
11 review the carrier's surplus, capital, or profit levels as an element
12 in determining the reasonableness of the proposed rate.

13 (2) In reviewing the surplus, capital, or profit levels, the
14 commissioner must take into consideration the current capital
15 facility needs for carriers, including those maintaining and
16 operating hospital and clinical facilities.

17 (3) Except as provided in subsection (1) of this section, this
18 section does not affect the rate review authority granted to the
19 commissioner by chapter 48.19, 48.44, or 48.46 RCW.

1 (4) Nothing in this section affects the requirement that all
2 approved individual and small group rates be actuarially sound
3 according to chapter 48.19, 48.44, or 48.46 RCW.

4 (5) The commissioner may adopt rules to implement this section.

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