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SENATE BILL 5414

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State of Washington                      54th Legislature                      1995 Regular Session

By Senators Winsley, Franklin, Wood, Quigley, Fairley and Roach

Read first time 01/23/95. Referred to Committee on Health & Long-Term Care.

1            AN ACT Relating to temporary employees; and amending RCW 41.05.011.

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

3            **Sec. 1.** RCW 41.05.011 and 1994 c 153 s 2 are each amended to read  
4 as follows:

5            Unless the context clearly requires otherwise, the definitions in  
6 this section shall apply throughout this chapter.

7            (1) "Administrator" means the administrator of the authority.

8            (2) "State purchased health care" or "health care" means medical  
9 and health care, pharmaceuticals, and medical equipment purchased with  
10 state and federal funds by the department of social and health  
11 services, the department of health, the basic health plan, the state  
12 health care authority, the department of labor and industries, the  
13 department of corrections, the department of veterans affairs, and  
14 local school districts.

15            (3) "Authority" means the Washington state health care authority.

16            (4) "Insuring entity" means an insurer as defined in chapter 48.01  
17 RCW, a health care service contractor as defined in chapter 48.44 RCW,  
18 or a health maintenance organization as defined in chapter 48.46 RCW.

1 On and after July 1, 1995, "insuring entity" means a certified health  
2 plan, as defined in RCW 43.72.010.

3 (5) "Flexible benefit plan" means a benefit plan that allows  
4 employees to choose the level of health care coverage provided and the  
5 amount of employee contributions from among a range of choices offered  
6 by the authority.

7 (6) "Employee" includes all full-time and career seasonal employees  
8 of the state, whether or not covered by civil service; elected and  
9 appointed officials of the executive branch of government, including  
10 full-time members of boards, commissions, or committees; and includes  
11 any or all part-time and temporary employees under the terms and  
12 conditions established under this chapter by the authority and  
13 temporary employees who are hired on a long-term basis by virtue of  
14 consecutive terms of temporary employment; justices of the supreme  
15 court and judges of the court of appeals and the superior courts; and  
16 members of the state legislature or of the legislative authority of any  
17 county, city, or town who are elected to office after February 20,  
18 1970. "Employee" also includes: (a) By October 1, 1995, all employees  
19 of school districts and educational service districts. Between October  
20 1, 1994, and September 30, 1995, "employee" includes employees of those  
21 school districts and educational service districts for whom the  
22 authority has undertaken the purchase of insurance benefits. The  
23 transition to insurance benefits purchasing by the authority may not  
24 disrupt existing insurance contracts between school district or  
25 educational service district employees and insurers. However, except  
26 to the extent provided in RCW 28A.400.200, any such contract that  
27 provides for health insurance benefits coverage after October 1, 1995,  
28 shall be void as of that date if the contract was entered into,  
29 renewed, or extended after July 1, 1993. Prior to October 1, 1994,  
30 "employee" includes employees of a school district if the board of  
31 directors of the school district seeks and receives the approval of the  
32 authority to provide any of its insurance programs by contract with the  
33 authority; (b) employees of a county, municipality, or other political  
34 subdivision of the state if the legislative authority of the county,  
35 municipality, or other political subdivision of the state seeks and  
36 receives the approval of the authority to provide any of its insurance  
37 programs by contract with the authority, as provided in RCW 41.04.205;  
38 (c) employees of employee organizations representing state civil  
39 service employees, at the option of each such employee organization,

1 and, effective October 1, 1995, employees of employee organizations  
2 currently pooled with employees of school districts for the purpose of  
3 purchasing insurance benefits, at the option of each such employee  
4 organization.

5 (7) "Board" means the public employees' benefits board established  
6 under RCW 41.05.055.

7 (8) "Retired or disabled school employee" means:

8 (a) Persons who separated from employment with a school district or  
9 educational service district and are receiving a retirement allowance  
10 under chapter 41.32 or 41.40 RCW as of September 30, 1993;

11 (b) Persons who separate from employment with a school district or  
12 educational service district on or after October 1, 1993, and  
13 immediately upon separation receive a retirement allowance under  
14 chapter 41.32 or 41.40 RCW;

15 (c) Persons who separate from employment with a school district or  
16 educational service district due to a total and permanent disability,  
17 and are eligible to receive a deferred retirement allowance under  
18 chapter 41.32 or 41.40 RCW.

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