

2 SSB 5587 - S AMD - 132

3 By Senators Winsley and Thibaudeau

4 ADOPTED 3/11/99

5 On page 2, line 1, after "PRIVACY." Strike all material through  
6 "organizations." on line 18, and insert "(1) Each health carrier must  
7 develop and implement policies and procedures governing the collection,  
8 use, and disclosure of health information. These policies and  
9 procedures must include methods for enrollees to access information and  
10 amend incorrect information, for enrollees to restrict the disclosure  
11 of sensitive information, and for enrollees to obtain information about  
12 the carrier's health information policies. In addition, these policies  
13 and procedures must include methods for carrier oversight and  
14 enforcement of information policies, for carrier storage and disposal  
15 of health information, and for carrier conformance to state and federal  
16 laws governing the collection, use, and disclosure of personally  
17 identifiable health information. Each carrier must provide a summary  
18 notice of its health information policies to enrollees, including the  
19 enrollee's right to restrict the collection, use, and disclosure of  
20 health information.

21 (2) Except as otherwise required by statute or rule, a health  
22 carrier is, and all persons acting at the direction of or on behalf of  
23 a carrier or in receipt of an enrollee's personally identifiable health  
24 information are, prohibited from collecting, using, or disclosing  
25 personally identifiable health information unless authorized in writing  
26 by the person who is the subject of the information. At a minimum,  
27 such authorization must be valid for a limited time and purpose; be  
28 specific as to purpose and types of information to be collected, used,  
29 or disclosed; and identify the persons who will be receiving the  
30 information.

31 (3) The commissioner shall adopt rules to implement this section  
32 and shall take into consideration health information privacy standards  
33 recommended by the national association of insurance commissioners and  
34 other related professional organizations.

35 (4) Nothing in this section shall be construed to prevent the  
36 creation, use, or release of anonymized data for which there is no

1 reasonable basis to believe that the information could be used to  
2 identify an individual."

3 **SSB 5587** - S AMD - 130  
4 By Senators Hargrove and Thibadeau

5 ADOPTED 3/11/99

6 On page 6, line 24, after "(b)" insert the following:

7 "Establish and use a rotational registry system for the assignment  
8 of a certified independent review organization to each appeal;

9 (c)"

10 Renumber the subsections consecutively and correct any internal  
11 references accordingly.

12 **SSB 5587** - S AMD - 131  
13 By Senator Thibaudeau

14 ADOPTED 3/11/99

15 On page 9, after line 14, insert the following:

16 "NEW SECTION. **Sec. 7.** This act shall apply to all health plans  
17 issued or renewed after December 31, 1999."

18 Renumber the sections consecutively and correct any internal  
19 references accordingly.

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**EFFECT:** Rewords section on patient privacy and allows an exception for anonymized data.

**EFFECT:** Provides that review organizations be assigned pursuant to a rotational registry.

**EFFECT:** Establishes effective date of December 31, 1999.