

CERTIFICATION OF ENROLLMENT

**ENGROSSED SENATE BILL 5518**

65th Legislature  
2018 Regular Session

Passed by the Senate March 5, 2018  
Yeas 49 Nays 0

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**President of the Senate**

Passed by the House February 28, 2018  
Yeas 86 Nays 12

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**Speaker of the House of Representatives**

Approved

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**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 SENATE BILL 5518** as passed by Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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ENGROSSED SENATE BILL 5518

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AS AMENDED BY THE HOUSE

Passed Legislature - 2018 Regular Session

**State of Washington**                      **65th Legislature**                      **2017 Regular Session**

**By** Senators Miloscia, Cleveland, Keiser, O'Ban, and Fortunato

Read first time 01/26/17. Referred to Committee on Health Care.

1            AN ACT Relating to fair reimbursement for chiropractic services;  
2 amending RCW 48.43.190; creating a new section; and providing an  
3 effective date.

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

5            **Sec. 1.** RCW 48.43.190 and 2008 c 304 s 1 are each amended to  
6 read as follows:

7            (1)(a) A health carrier may not pay a chiropractor less for a  
8 service or procedure identified under a particular physical medicine  
9 and rehabilitation code ~~((~~or~~))~~ evaluation and management code, or  
10 spinal manipulation code, as listed in a nationally recognized  
11 services and procedures code book such as the American medical  
12 association current procedural terminology code book, than it pays  
13 any other type of provider licensed under Title 18 RCW for a service  
14 or procedure under the same or substantially similar code, except as  
15 provided in (b) of this subsection. A carrier may not circumvent this  
16 requirement by creating a chiropractor-specific code not listed in  
17 the nationally recognized code book otherwise used by the carrier for  
18 provider payment.

19            (b) This section does not affect a health carrier's:

20            (i) Implementation of a health care quality improvement program  
21 to promote cost-effective and clinically efficacious health care

1 services, including but not limited to pay-for-performance payment  
2 methodologies and other programs fairly applied to all health care  
3 providers licensed under Title 18 RCW that are designed to promote  
4 evidence-based and research-based practices;

5 (ii) Health care provider contracting to comply with the network  
6 adequacy standards;

7 (iii) Authority to pay in-network providers differently than out-  
8 of-network providers; and

9 (iv) Authority to pay a chiropractor less than another provider  
10 for procedures or services under the same or a substantially similar  
11 code based upon ((geographic)) differences in the cost of maintaining  
12 a practice or carrying malpractice insurance, as recognized by a  
13 nationally accepted reimbursement methodology.

14 (c) This section does not, and may not be construed to:

15 (i) Require the payment of provider billings that do not meet the  
16 definition of a clean claim as set forth in rules adopted by the  
17 commissioner;

18 (ii) Require any health plan to include coverage of any  
19 condition; or

20 (iii) Expand the scope of practice for any health care provider.

21 (2) This section applies only to payments made on or after  
22 January 1, 2009.

23 NEW SECTION. Sec. 2. The office of the insurance commissioner  
24 may adopt any rules necessary to implement section 1 of this act.

25 NEW SECTION. Sec. 3. Section 1 of this act takes effect January  
26 1, 2019.

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