

1 5304-S2 AAS 3/12/93

2 **2SSB 5304** - S AMD - 000209

3 By Senator Talmadge

4 ADOPTED 3/12/93 - Roll Call Vote 25-22

5 On page 13, line 7, after "(1)" strike "To" and insert "(a) Until
6 December 31, 1999, to"

7 On page 13, after line 31, insert the following:

8 "(b) Effective January 1, 2001, the schedule of covered basic
9 health care services under this chapter shall be identical to the
10 uniform benefit package adopted under section 347 of this act."

1 **2SSB 5304** - S AMD - 000162

2 By Senators Erwin and Roach

3 Adopted 3/12/93

4 On page 58, line 4, after "chapters" insert "18.36A,"

1 **2SSB 5304** - S AMD - 000126

2 By Senator Moyer

3 Adopted 3/12/93

4 On page 59, line 36, after "license" insert "in this state"

5 Beginning on page 59, line 37, strike all material through
6 "otherwise" on page 60, line 2 and insert "~~((medicine and surgery in
7 this state and otherwise))~~ as a physician under chapter 18.71 or 18.57
8 RCW, a physician assistant under chapter 18.71A or 18.57A RCW, an
9 advanced registered nurse practitioner under chapter 18.88 RCW, a
10 dentist under chapter 18.32 RCW, or other health professionals as may
11 be deemed in short supply in the health personnel resource plan under
12 chapter 28B.125 RCW. All primary care providers must"

13 **2SSB 5304** - S AMD - 000126

14 By Senator Moyer

15 ADOPTED 3/12/93

1 On page 60, line 10, after "abscesses" insert "Primary dental
2 care shall be limited to diagnosis, oral hygiene, restoration, and
3 extractions and shall not include orthodontia, or other specialized
4 care and treatment"

1 **2SSB 5304** - S AMD - 000204

2 By Senators Sutherland, Bauer and Vognild

3 Adopted 3/12/93 - Roll Call 29-18

4 Beginning on page 66, line 24, strike all of section 275

5 Renumber the remaining sections consecutively and correct internal
6 references accordingly.

7 **2SSB 5304** - S AMD - 000204

8 By Senators Sutherland, Bauer and Vognild

9 Adopted 3/12/93

10 On page 68, line 2, strike "~~((66.24.290(2)-))~~" and insert
11 "66.24.290(2),"

12 On page 68, beginning on line 26, after "rate of" strike all
13 material through line 27 and insert "seven one-hundredths percent for
14 the period January 1, 1994, through December 31, 1994, six-tenths
15 percent for the period January 1, 1995, through December 31, 1995, one
16 percent for the period January 1, 1996, through December 31, 1997, and
17 one and one-tenth percent thereafter."

18 On page 68, line 33, strike "1995" and insert "1994"

19 On page 68, line 35, strike "1994" and insert "1993"

20 **2SSB 5304** - S AMD - 000204

21 By Senators Sutherland, Bauer and Vognild

22 Adopted 3/12/93

23 On page 69, beginning on line 22, strike all material through line
24 23 and insert "seven one-hundredths percent for the period January 1,
25 1994, through December 31, 1994, six-tenths percent for the period

1 January 1, 1995, through December 31, 1995, one percent for the period
2 January 1, 1996, through December 31, 1997, and one and one-tenth
3 percent thereafter."

4 On page 69, line 29, strike "1995" and insert "1994"

5 On page 69, line 31, strike "1994" and insert "1993"

6 **2SSB 5304** - S AMD - 000204
7 By Senators Sutherland, Bauer and Vognild

8 Adopted 3/12/93

9 On page 70, beginning on line 15, after "rate of" strike all
10 material through line 17 and insert "seven one-hundredths percent for
11 the period January 1, 1994, through December 31, 1994, six-tenths
12 percent for the period January 1, 1995, through December 31, 1995, one
13 percent for the period January 1, 1996, through December 31, 1997, and
14 one and one-tenth percent thereafter."

15 On page 70, line 22, strike "1995" and insert "1994"

16 On page 70, line 25, strike "1994" and insert "1993"

17 **2SSB 5304** - S AMD - 000204
18 By Senators Sutherland, Bauer and Vognild

19 Adopted 3/12/93

20 On page 137, line 5, after "252" insert "and 277 through 280"

21 On page 137, beginning on line 7, strike all material through
22 line 8

23 **2SSB 5304** - S AMD - 000204
24 By Senators Sutherland, Bauer and Vognild

25 Adopted 3/12/93

26 On page 1, line 9 of the title, after "82.08.150," strike
27 "66.24.290,"

1 **2SSB 5304** - S AMD - 000132

2 By Senators Rinehart, Talmadge, McDonald and Moyer

3 Adopted 3/12/93

4 On page 68, line 27, after "thereafter." insert "The tax on
5 prepayments for health care services established by this section shall
6 not be applied to amounts received or collected by a health maintenance
7 organization from the United States or any instrumentality of the
8 United States as prepayments for comprehensive health care services
9 provided under Title XVIII, medicare, of the social security act or the
10 federal employees benefits plan."

11 **2SSB 5304** - S AMD - 000132

12 By Senators Rinehart, Talmadge, McDonald and Moyer

13 Adopted 3/12/93

14 On page 69, line 23, after "thereafter." insert "The tax on
15 prepayments for health care services established by this section shall
16 not be applied to amounts received or collected by a health care
17 service contractor from the United States or any instrumentality of the
18 United States as prepayments for comprehensive health care services
19 provided under Title XVIII, medicare, of the social security act or the
20 federal employees benefits plan."

21 **2SSB 5304** - S AMD - 000132

22 By Senators Rinehart, Talmadge, McDonald and Moore

23 Adopted 3/12/93

24 On page 70, line 17, after "thereafter." insert "The tax on
25 prepayments for health care services established by this section shall
26 not be applied to amounts received or collected by a certified health
27 plan from the United States or any instrumentality of the United States
28 as prepayments for comprehensive health care services provided under
29 Title XVIII, medicare, of the social security act or the federal
30 employees benefits plan."

1 **2SSB 5304** - S AMD - 000213
2 By Senators Moyer, Niemi, and Vognild

3 Adopted 3/12/93

4 On page 75, line 27, strike "six" and insert "four"

5 On page 75, line 28, strike "363, 364, and 365" and insert "363
6 and 364"

7 **2SSB 5304** - S AMD - 000213
8 By Senators Moyer, Niemi, and Vognild

9 Adopted 3/12/93

10 On page 84, after line 39, insert the following:

11 "(22) Establish guidelines for providers dealing with terminal or
12 static conditions, taking into consideration the ethics of providers,
13 patient and family wishes, costs, and survival possibilities."

14 **2SSB 5304** - S AMD - 000213
15 By Senators Moyer, Niemi, and Vognild

16 Adopted 3/12/93

17 On page 126, beginning on line 20, strike all of section 365

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

20 **2SSB 5304** - S AMD - 000210
21 By Senators Hargrove and Loveland

22 Adopted 3/12/93

23 On page 77, line 2, after "works" insert "for an employer"

24 On page 77, line 3, after "month" insert "or two hundred forty
25 hours in a quarter or nine hundred sixty hours during a calendar year"

1 **2SSB 5304** - S AMD - 000195
2 By Senators Hargrove and Talmadge

3 Adopted 3/12/93

4 On page 82, line 12, after "resident" strike "has" and insert "or
5 any dependents have"

6 On page 82, line 14, after "sharing." insert "The commission shall
7 endeavor to assure an equitable distribution, among both employers and
8 employees, of the costs of coverage for those households composed of
9 more than one member in the work force."

10 **2SSB 5304** - S AMD - 000163
11 By Senator A. Smith

12 Adopted 3/12/93

13 On page 84, after line 29, insert the following:

14 "(20) Evaluate the extent to which Taft-Hartley health care trusts
15 provide benefits to certain individuals in the state; review the
16 federal laws under which these joint employee-employer entities are
17 organized; and make appropriate recommendations to the governor and the
18 legislature about how these trusts can be brought under the provisions
19 of chapter . . . , Laws of 1993 (this act) when it is fully
20 implemented."

21 Renumber the remaining subsections consecutively and correct
22 internal references accordingly.

23 **2SSB 5304** - S AMD - 000134
24 By Senators Sutherland, Snyder, Bauer and Talmadge

25 Adopted 3/12/93

26 On page 84, after line 39, insert the following:

27 "(22) Develop rules for implementation of individual and employer
28 participation under sections 349 and 350 of this act specifically
29 applicable to persons who work in this state but do not live in the
30 state or persons who live in this state but work outside of the state.
31 The rules shall be designed so that these persons receive coverage and

1 financial requirements that are comparable to that received by persons
2 who both live and work in the state."

3 **2SSB 5304** - S AMD - 000131

4 By Senator Moyer

5 Adopted 3/12/93

6 On page 92, after line 34, insert the following:

7 "Sec. 317. RCW 7.70.030 and 1975-'76 2nd ex.s. c 56 s 8 are each
8 amended to read as follows:

9 No award shall be made in any action or arbitration for damages for
10 injury occurring as the result of health care which is provided after
11 June 25, 1976, unless the plaintiff establishes one or more of the
12 following propositions:

13 (1) That injury resulted from the failure of a health care provider
14 to follow the accepted standard of care provided, however, that a
15 health care provider, as a matter of law, follows the accepted standard
16 of care if he or she follows a course of treatment accepted by
17 recognized and competent health care professionals experienced in the
18 treatment at issue, even if other recognized and competent health care
19 professionals do not accept the course of treatment followed by the
20 health care provider;

21 (2) That a health care provider promised the patient or his
22 representative that the injury suffered would not occur;

23 (3) That injury resulted from health care to which the patient or
24 his representative did not consent.

25 Unless otherwise provided in this chapter, the plaintiff shall have
26 the burden of proving each fact essential to an award by a
27 preponderance of the evidence."

28 Renumber the remaining sections consecutively and correct internal
29 references accordingly.

30 **2SSB 5304** - S AMD - 000131

31 By Senator Moyer

32 Adopted 3/12/93

1 On page 1, line 10 of the title, after "70.41.200," insert
2 "7.70.030,"

3 **2SSB 5304** - S AMD - 000190
4 By Senator Williams

5 Adopted 3/12/93

6 On page 114, beginning on line 6, strike all of section 349 and
7 insert the following:

8 "NEW SECTION. **Sec. 349.** INDIVIDUAL PARTICIPATION. (1) It is the
9 responsibility of individuals to participate in available and
10 affordable health insurance.

11 (2) All residents of the state of Washington shall be provided the
12 opportunity to participate in the basic health plan or a certified
13 health plan no later than July 1, 1997.

14 (3) The Washington health services commission shall monitor the
15 enrollment of individuals into certified health plans and shall make
16 public periodic reports concerning the number of persons enrolled and
17 not enrolled, the reasons why individuals are not enrolled, and
18 recommendations to reduce the number of persons not enrolled."

19 **2SSB 5304** - S AMD - 000174
20 By Senators Hargrove, Loveland and Talmadge

21 Adopted 3/12/93

22 On page 115, after line 39, insert the following:

23 "NEW SECTION. **Sec. 351.** Under the guidance and direction of the
24 Washington health services commission not more than two depositories
25 will be established where the pro rata share payments made by employers
26 on behalf of less than full-time employees may be held in safekeeping
27 for the benefit of such individuals. The commission shall establish,
28 after consultation with representatives of employers and employees,
29 especially those engaged in part-time or seasonal type businesses or
30 occupations, appropriate procedures whereby such payments under section
31 350 of this act will be properly deposited to the credit of such
32 persons on an individual basis, which they in turn may then access to

1 their personal or family benefit in the purchase of coverage from the
2 basic health plan or a certified health plan of their choice."

3 Renumber the remaining sections consecutively and correct internal
4 references accordingly.

5 **2SSB 5304** - S AMD - 000207
6 By Senators Talmadge and Quigley

7 Adopted 3/12/93

8 On page 116, beginning on line 1, strike all of section 351 and
9 insert the following:

10 "NEW SECTION. **Sec. 351.** A new section is added to chapter 82.04
11 RCW to read as follows:

12 (1) On or after July 1, 1997, in computing tax under this chapter,
13 employers with less than twenty-five full-time or part-time employees,
14 or a combination of full and part-time employees, who comply with the
15 requirements of section 350 of this act, may have credited against the
16 amount of tax the following amount: The portion of the cost of the
17 premium contributions made on behalf of employees and their dependents
18 whose gross family incomes do not exceed limits established for
19 subsidized enrollments in the basic health plan, chapter 70.47 RCW, on
20 the basis of that sum multiplied by the percentage that amount equals
21 in relation to the total premiums due such certified health plans or
22 the basic health plan.

23 (2) The average annual tax credit per state resident under this
24 section shall not exceed four hundred dollars in 1997, and may be
25 adjusted periodically by a factor equal to the inflation allowed for
26 the uniform benefit package premium under chapter . . . , Laws of 1993
27 (this act), and established by the department of revenue in rule. The
28 department shall establish a schedule of tax credits for employees and
29 their dependents considering the income, family size, and geographic
30 area in which such employees and their dependents reside.

31 (3) The department of revenue shall, on an annual basis, advise the
32 Washington health services commission and the fiscal committees of the
33 legislature of the aggregate total of the tax credits allowed under
34 this section. The legislature shall then reimburse the general fund in

1 an amount equal to such credits by an appropriation from the health
2 services trust account."

3 On page 116, line 27, after "through" strike "351" and insert "350"

4 **2SSB 5304** - S AMD - 000207

5 By Senators Talmadge and Quigley

6 Adopted 3/12/93

7 On page 1, line 17 of the title, after "48.14 RCW;" strike "adding
8 a new section" and insert "adding new sections"

9 **2SSB 5304** - S AMD - 000226

10 By Senator Roach

11 Adopted 3/12/93

12 On page 127, after line 10, insert the following:

13 "NEW SECTION. **Sec. 366.** The Washington health services commission
14 shall study and report to the legislature on the feasibility of
15 offering employer-funded medical care savings account arrangements and
16 reduced cost qualified higher deductible insurance policies as a choice
17 to K-12 system, state, and local government employees in meeting their
18 health care obligations."

19 **2SSB 5304** - S AMD - 000124

20 By Senators Moyer and Talmadge

21 Adopted 3/12/93

22 On page 130, on line 37, after "liability" insert "arising out of
23 an event, incident, or occurrence in the state of Washington"

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