
SENATE BILL 6334

State of Washington

58th Legislature

2004 Regular Session

By Senators Deccio, Thibaudeau, Winsley and Pflug

Read first time 01/19/2004. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to prohibiting civil or criminal liabilities or
2 penalties for actions related to the Washington state health insurance
3 pool; and amending RCW 48.41.190.

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

5 **Sec. 1.** RCW 48.41.190 and 1989 c 121 s 10 are each amended to read
6 as follows:

7 ~~((Neither the participation by members, the establishment of rates,~~
8 ~~forms, or procedures for coverages issued by the pool, nor any other~~
9 ~~joint or collective action required by this chapter or the state of~~
10 ~~Washington shall be the basis of any legal action,)) There shall be no
11 civil or criminal liability or penalty ((against the pool, any member
12 of the board of directors, or members of the pool either jointly or
13 separately)) on the part of, and no cause of action of any nature shall
14 arise against, the pool; against any member, board director, officer,
15 or employee of the pool; or against the commissioner or the
16 commissioner's representatives or employees, for any action taken or
17 not taken in good faith, including any discretionary decision or~~

1 failure to make a discretionary decision, in the performance of the
2 powers and duties under this chapter.

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