

SB 5180 - H AMD 632

By Representative Hudgins

WITHDRAWN 03/08/2016

1 Beginning on page 38, line 28, strike all material through page  
2 43, line 11 and insert the following:

3 "Sec. 19. RCW 42.56.400 and 2015 c 122 s 14 and 2015 c 17 s 11  
4 are each reenacted and amended to read as follows:

5 The following information relating to insurance and financial  
6 institutions is exempt from disclosure under this chapter:

7 (1) Records maintained by the board of industrial insurance  
8 appeals that are related to appeals of crime victims' compensation  
9 claims filed with the board under RCW 7.68.110;

10 (2) Information obtained and exempted or withheld from public  
11 inspection by the health care authority under RCW 41.05.026, whether  
12 retained by the authority, transferred to another state purchased  
13 health care program by the authority, or transferred by the authority  
14 to a technical review committee created to facilitate the  
15 development, acquisition, or implementation of state purchased health  
16 care under chapter 41.05 RCW;

17 (3) The names and individual identification data of either all  
18 owners or all insureds, or both, received by the insurance  
19 commissioner under chapter 48.102 RCW;

20 (4) Information provided under RCW 48.30A.045 through 48.30A.060;

21 (5) Information provided under RCW 48.05.510 through 48.05.535,  
22 48.43.200 through 48.43.225, 48.44.530 through 48.44.555, and  
23 48.46.600 through 48.46.625;

24 (6) Examination reports and information obtained by the  
25 department of financial institutions from banks under RCW 30A.04.075,  
26 from savings banks under RCW 32.04.220, from savings and loan  
27 associations under RCW 33.04.110, from credit unions under RCW  
28 31.12.565, from check cashers and sellers under RCW 31.45.030(3), and  
29 from securities brokers and investment advisers under RCW 21.20.100,  
30 all of which is confidential and privileged information;

31 (7) Information provided to the insurance commissioner under RCW  
32 48.110.040(3);

1 (8) Documents, materials, or information obtained by the  
2 insurance commissioner under RCW 48.02.065, all of which are  
3 confidential and privileged;

4 (9) Documents, materials, or information obtained by the  
5 insurance commissioner under RCW 48.31B.015(2) (l) and (m),  
6 48.31B.025, 48.31B.030, and 48.31B.035, all of which are confidential  
7 and privileged;

8 (10) Data filed under RCW 48.140.020, 48.140.030, 48.140.050, and  
9 7.70.140 that, alone or in combination with any other data, may  
10 reveal the identity of a claimant, health care provider, health care  
11 facility, insuring entity, or self-insurer involved in a particular  
12 claim or a collection of claims. For the purposes of this subsection:

13 (a) "Claimant" has the same meaning as in RCW 48.140.010(2).

14 (b) "Health care facility" has the same meaning as in RCW  
15 48.140.010(6).

16 (c) "Health care provider" has the same meaning as in RCW  
17 48.140.010(7).

18 (d) "Insuring entity" has the same meaning as in RCW  
19 48.140.010(8).

20 (e) "Self-insurer" has the same meaning as in RCW 48.140.010(11);

21 (11) Documents, materials, or information obtained by the  
22 insurance commissioner under RCW 48.135.060;

23 (12) Documents, materials, or information obtained by the  
24 insurance commissioner under RCW 48.37.060;

25 (13) Confidential and privileged documents obtained or produced  
26 by the insurance commissioner and identified in RCW 48.37.080;

27 (14) Documents, materials, or information obtained by the  
28 insurance commissioner under RCW 48.37.140;

29 (15) Documents, materials, or information obtained by the  
30 insurance commissioner under RCW 48.17.595;

31 (16) Documents, materials, or information obtained by the  
32 insurance commissioner under RCW 48.102.051(1) and 48.102.140 (3) and  
33 (7)(a)(ii);

34 (17) Documents, materials, or information obtained by the  
35 insurance commissioner in the commissioner's capacity as receiver  
36 under RCW 48.31.025 and 48.99.017, which are records under the  
37 jurisdiction and control of the receivership court. The commissioner  
38 is not required to search for, log, produce, or otherwise comply with  
39 the public records act for any records that the commissioner obtains

1 under chapters 48.31 and 48.99 RCW in the commissioner's capacity as  
2 a receiver, except as directed by the receivership court;

3 (18) Documents, materials, or information obtained by the  
4 insurance commissioner under RCW 48.13.151;

5 (19) Data, information, and documents provided by a carrier  
6 pursuant to section 1, chapter 172, Laws of 2010;

7 (20) Information in a filing of usage-based insurance about the  
8 usage-based component of the rate pursuant to RCW 48.19.040(5)(b);

9 (21) Data, information, and documents, other than those described  
10 in RCW 48.02.210(2), that are submitted to the office of the  
11 insurance commissioner by an entity providing health care coverage  
12 pursuant to RCW 28A.400.275 and 48.02.210;

13 (22) Data, information, and documents obtained by the insurance  
14 commissioner under RCW 48.29.017; (~~and~~)

15 (23) Documents, materials, or information obtained by the  
16 insurance commissioner under chapter 48.05A RCW; and

17 (24) Documents, materials, or information obtained by the  
18 insurance commissioner under RCW 48.74.025, sections 6, 13(6), 14(2)  
19 (b) and (c), and 15 of this act.

20 NEW SECTION. Sec. 20. Sections 1 through 19 of this act take  
21 effect January 1, 2017."

22 Correct the title.

EFFECT: (1) Changes an effective date from January 1, 2016, to  
January 1, 2017.

(2) Updates RCW 42.56.400 to reflect legislation passed in 2015.

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