

WSR 21-15-107

AGENDA

OFFICE OF THE
INSURANCE COMMISSIONER

[Filed July 20, 2021, 1:25 p.m.]

Semi-Annual Rule Development Agenda
July 2021

The commissioner has initiated rule making on the following rules. This list is current as of July 20, 2021. There may be additional rule-making activity not included on this agenda and all information referenced is subject to change. For the most up-to-date information, visit our rule-making website <https://www.insurance.wa.gov/legislation-and-rulemaking>.

For questions, please contact Bryon Welch, rulescoordinator@oic.wa.gov or 360-725-7037.

Summary	Statutory Authority	Potentially Impacted WAC	Status
Resident adjuster continuing education requirements (R 2021-03)	RCW 48.02.060, 48.17.005, 48.17.150.	WAC 284-17-200, 284-17-220, 284-17-222, 284-17-224, 284-17-273, 284-17-278, 284-17-292.	CR-101 WSR 21-13-135 filed 6/22/2021
Prohibiting the depreciation of labor on property claims (R 2021-04)	RCW 48.02.060, 48.27.020, 48.18.120.	WAC 284-20-010.	CR-101 WSR 21-13-134 filed 6/22/2021
Reinsurance agreements (R 2021-05)	RCW 48.02.060, 48.12.480; sections 2 and 4, chapter 138, Laws of 2021 (SB 5048).	WAC 284-12-53902, 284-13-53903, 284-13-536, 284-13-538, 284-13-539, 284-13-53901, 284-13-540, 284-13-59509.	CR-101 WSR 21-13-133 filed 6/22/2021
Telemedicine and audio-only telemedicine services (R 2021-07)	Section 2, chapter 157, Laws of 2021, codified at RCW 48.43.735(9).	To be determined.	CR-101 WSR 21-13-132 filed 6/22/2021
Temporarily prohibiting the use of credit history on some personal lines (R 2021-07)	RCW 48.02.060, 48.18.480, 48.19.020, 48.19.035, 48.19.080.	WAC 284-24A-050 and 284-24A-090.	CR-101 WSR 21-13-131 filed 6/22/2021
Using respectful language (R 2021-08)	RCW 48.02.060.	WAC 284-50-330.	CR-101 WSR 21-14-062 filed 7/2/2021
Administrative hearings (R 2021-09)	RCW 48.02.060 (3)(a), 34.05.220 (1)(a), 34.05.250, 34.05.446(2).	WAC 284-02-070(2).	CR-101 WSR 21-14-063 filed 7/2/2021
Title agent county declarations (R 2021-10)	RCW 48.02.060(3) and 48.29.005.	WAC 284-29-130.	CR-101 WSR 21-14-064 filed 7/2/2021

Summary	Statutory Authority	Potentially Impacted WAC	Status
Actuarial designations (R 2021-11)	RCW 48.02.060, 48.05.073, 48.05.383.	WAC 284-07-060.	CR-101 WSR 21-14-065 filed 7/2/2021
Captive insurance (R 2021-12)	Section 6, chapter 281, Laws of 2021; and RCW 48.02.060 (3)(a).	To be determined.	CR-101 WSR 21-14-075 filed 7/6/2021
Student health plans (R 2021-13)	RCW 48.02.060; and chapter 53, Laws of 2021 (HB 1009).	WAC 284-43-7210, 284-43-7220, 284-43-7250.	CR-101 WSR 21-14-096 filed 7/7/2021
Health insurance discrimination and gender affirming treatment (R 2021-14)	RCW 48.02.060, 48.43.515; and chapter 280, Laws of 2021.	To be determined.	CR-101 WSR 21-14-095 filed 7/7/2021
FAIR plan committee members (R 2021-15)	RCW 48.02.060, 48.01.030, 48.18.480	WAC 284-19-140, 284-19-150.	CR-101 WSR 21-14-076 filed 7/6/2021
Implementation of E2SHB 1477 and consolidated health care rule making (R 2021-16)	RCW 48.02.060, 48.43.515, 48.44.050, 48.46.200; and chapter 302, Laws of 2021.	WAC 284-170-280.	CR-101 WSR 21-14-094 filed 7/7/2021
Health care sharing ministries (R 2021-17)	RCW 48.02.060, 48.17.005, 48.15.015.	To be determined.	CR-101 WSR 21-14-097 filed 7/7/2021
Washington state health insurance pool (R 2021-18)	RCW 48.41.170 and 48.02.060.	To be determined.	CR-101 WSR 21-15-096 filed 7/20/2021
Emergency rule: Temporarily prohibiting the use of credit history (R 2021-19)	RCW 48.02.060, 48.18.480, 48.19.020, 48.19.035, 48.19.080.	WAC 284-24A-088 and 284-24A-089.	CR-103E WSR 21-15-058 filed 7/15/2021

Other Possible Rule-Making Topics: In addition to the rules referenced above, the commissioner continues his effort to update and clarify code, as well as implement recent legislation. A potential list of subjects that may be considered for future rule making include or may include:

- Adjuster issues.
- Annuity marketing and disclosure requirements.
- Audited financial statements.
- Barriers to patient care access resulting from contracting practices.
- Coordination of benefits.
- Dental insurance practices.
- Discontinuation and renewal of health plan coverage.
- Discrimination in health care plan design.
- Electronic filing of state specific reporting.
- Electronic notices and document delivery of insurance products.
- Essential health benefits.
- Fixing outdates [outdated] references.

Health care coverage in general.
Health care coverage specific to dependents and incapacitated children.
Implementation credits.
Implementation of state legislation or reform.
Implementation of federal legislation or reform.
Licensing requirements.
Life and disability issues.
Market stabilization.
Medical parity.
Minimum valuation standards.
NAIC model act implementation.
Pharmacy formulary tiers.
Pharmacy exceptions, substitutions and appeals process.
Pediatric dental.
Prelicensing insurance education.
Producer issues.
Producer commissions.
Property and casualty issues.
Ride-sharing insurance coverage.
Summary of health insurance benefits coverage.
Surprise billing.
Rating variables.
Title insurance records.

Mike Kreidler
Insurance Commissioner