

## WSR 22-15-028

## AGENDA

OFFICE OF THE  
INSURANCE COMMISSIONER

[Filed July 12, 2022, 2:17 p.m.]

Semi-Annual Rule Development Agenda  
July 2022

The commissioner has initiated rule making on the following rules. This list is current as of July 7, 2022. 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 Ariele Page Landstrom, [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@oic.wa.gov) or 360-725-7056.

Summary	Statutory Authority	Potentially Impacted WAC	Status
Health care sharing ministries (Insurance Commissioner Matter R 2021-17)	RCW 48.02.060, 48.17.005, and 48.15.015.	WAC 284-43-8210, 284-43-8220, and 284-43-8230.	CR-101: WSR 21-14-097, filed 7/7/21; CR-102: WSR 21-20-108 filed 10/4/21; Supplemental CR-102: WSR 22-09-056, filed 4/18/22, public hearing 5/26/22
Transparency in insurance underwriting (Insurance Commissioner Matter R 2022-01)	RCW 48.02.060, 48.01.030, 48.18.180, 48.18.2901, 48.18.292, 48.18.480, 48.18.545, 48.19.020, 48.19.035, and 48.30.010.	New sections are being added to chapter 284-30A WAC.	CR-101: WSR 22-04-091, filed 2/1/22
Implementation of E2SHB 1688 Balance Billing Protection Act and the federal No Surprises Act (Insurance Commissioner Matter R 2022-02)	Sections 5, 19, and 20, chapter 263, Laws of 2022 (E2SHB 1688).	WAC 284-43B-010, 284-43B-020, 284-43B-030, 284-43B-040, 284-43B-050, 284-43B-060, 284-43B-085, 284-43B-090, 284-170-200, and 284-170-210. New sections are being added to chapter 284-43 WAC. Other new or amended sections to be determined.	CR-101: WSR 22-10-078, filed 5/3/22
Accessing and receiving health care services and benefits (Insurance Commissioner Matter R 2022-03)	RCW 48.02.060, 48.43.735, 48.43.515; and chapter 236, Laws of 2022 (E2SSB 5702).	WAC 284-170-130. Other new or amended sections to be determined.	CR-101: WSR 22-13-063, filed 6/9/2022
Statement requirement for consumer adverse benefit determination notices (Insurance Commissioner Matter R 2022-04)	RCW 48.02.060 and 48.43.530	WAC 284-43-3070.	CR-101: WSR 22-13-064, filed 6/9/2022

Summary	Statutory Authority	Potentially Impacted WAC	Status
Prescription drug cost sharing (Insurance Commissioner Matter R 2022-05)	Section 1(3), chapter 228, Laws of 2022 (SSB 5610).	WAC 284-44A-010, 284-44A-040, 284-44A-050, 284-46A-010, 284-46A-040, 284-46A-050, 284-58-025, and 284-58-030.	CR-101: WSR 22-13-066, filed 6/9/2022
General filing instructions for carrier submission of provider agreements and HCBM contracts (Insurance Commissioner Matter R 2022-06)	RCW 48.02.060, 48.19.035, 48.43.730, 48.43.731, 48.44.050, 48.46.200, and 48.200.900.	WAC 284-43-5080.	CR-101: WSR 22-13-182, filed 6/22/2022
Small pharmacy appeal reporting requirements (Insurance Commissioner Matter R 2022-07)	RCW 48.02.060, 48.200.280(6), 34.05.485 (1)(c), 48.02.100.	WAC 284-180-520, 284-180-530, and 284-180-540.	CR-101: WSR 22-14-072, filed 6/30/2022

**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.
- Balance billing.
- Barriers to patient care access resulting from contracting practices.
- Coordination of benefits.
- Data security and cybersecurity.
- 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 outdated references.
- Health care coverage.
- Health care benefit managers.
- Holding company regulations.
- Implementation credits.
- Implementation of state or federal legislation or reform Licensing requirements.
- Life and disability issues.
- Life and disability guaranty association.
- Long-term care insurance.
- Market stabilization.
- Medical parity.
- Minimum valuation standards.
- NAIC model act and regulation implementation.
- Pharmacy formulary tiers.
- Pharmacy exceptions, substitutions and appeals process.
- Pediatric dental.
- Prelicensing insurance education.
- Producer issues, including commissioner and education requirements.

Property and casualty issues.  
Ride-sharing insurance coverage.  
Summary of health insurance benefits coverage.  
Rating variables.  
Reproductive health issues.

In addition to the above-mentioned topics, any person may petition the office of the insurance commissioner under RCW 34.05.330 requesting the adoption, amendment, or repeal of any rule.

Mike Kreidler  
Insurance Commissioner