
SUBSTITUTE SENATE BILL 5247

State of Washington 62nd Legislature 2012 Regular Session

By Senate Health & Long-Term Care (originally sponsored by Senators Conway, Keiser, and Kline; by request of Insurance Commissioner)

READ FIRST TIME 02/02/12.

1 AN ACT Relating to carrier surplus as an element of health benefit
2 plan rate review; and adding a new section to chapter 48.43 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 48.43 RCW
5 to read as follows:

6 (1) For individual and small group rate filings with an effective
7 date on or after January 1, 2013, submitted by a nonprofit health
8 carrier for either the individual or small group markets, the
9 commissioner must review the carrier's surplus levels as an element in
10 determining the reasonableness of the proposed rate.

11 (2) In reviewing the surplus, the commissioner may take into
12 consideration the capital facility needs for carriers maintaining and
13 operating hospital and clinical facilities.

14 (3) Except as provided in subsection (1) of this section, this
15 section does not affect the rate review authority granted to the
16 commissioner by this title.

17 NEW SECTION. **Sec. 2.** If any provision of this act or its

1 application to any person or circumstance is held invalid, the
2 remainder of the act or the application of the provision to other
3 persons or circumstances is not affected.

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