



2023 LEGISLATIVE SESSION REVIEW

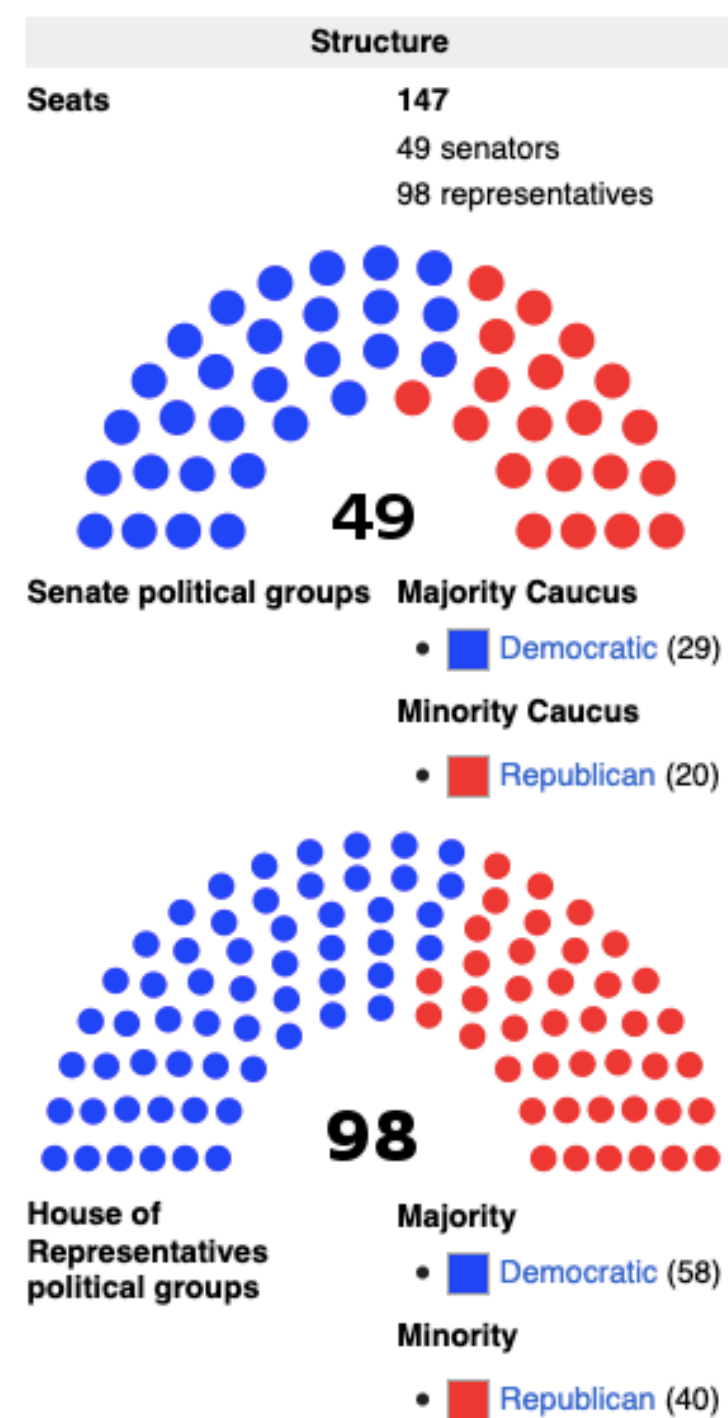
JANUARY 9TH THROUGH APRIL 23RD

BY THE NUMBERS!

- 2317 bills introduced
- 494 bills passed
- $\approx 21\%$ passage rate
- 46.26% of lawmakers are women
- $\approx 1,900$ registered lobbyists
- > 5800 people signed up -- not testifying -- on a single bill!

LEGISLATURE OVERVIEW 2023

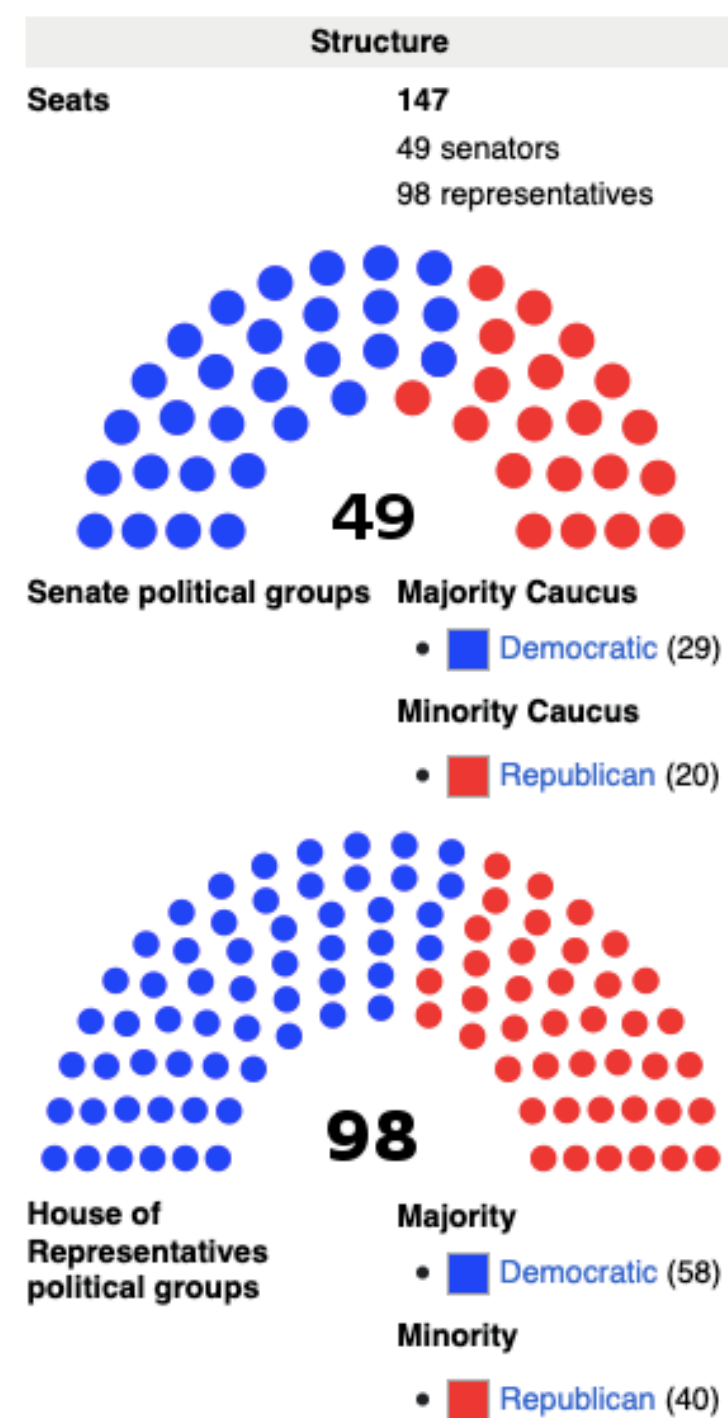
- “Long session” of 105 days
 - Allowing time to develop the biennial operating budget
- Democrats control the House (58/40) & Senate (29/20) and a Democratic Governor
- All of the Legislative NEWNESS



LEGISLATURE OVERVIEW 2023

- COVID Protocols
- In-Person!
- Hybrid model

- SPECIAL SESSION!?! **Face Palm**



PREVIEW DURING THE REVIEW – NEXT YEAR

- “Short session” 60 day
 - Allowing time to develop a supplemental budget
- ALL of the House, half of the Senate, and the Governor’s office (along with the Lieutenant Governor, Attorney General, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Public Lands Commissioner and the Insurance Commissioner) are up for election.
- and EVERY bill that died this year – is ALIVE in 2024!*

*NOTES: reminder do some kind of clever bit about zombie bills here...

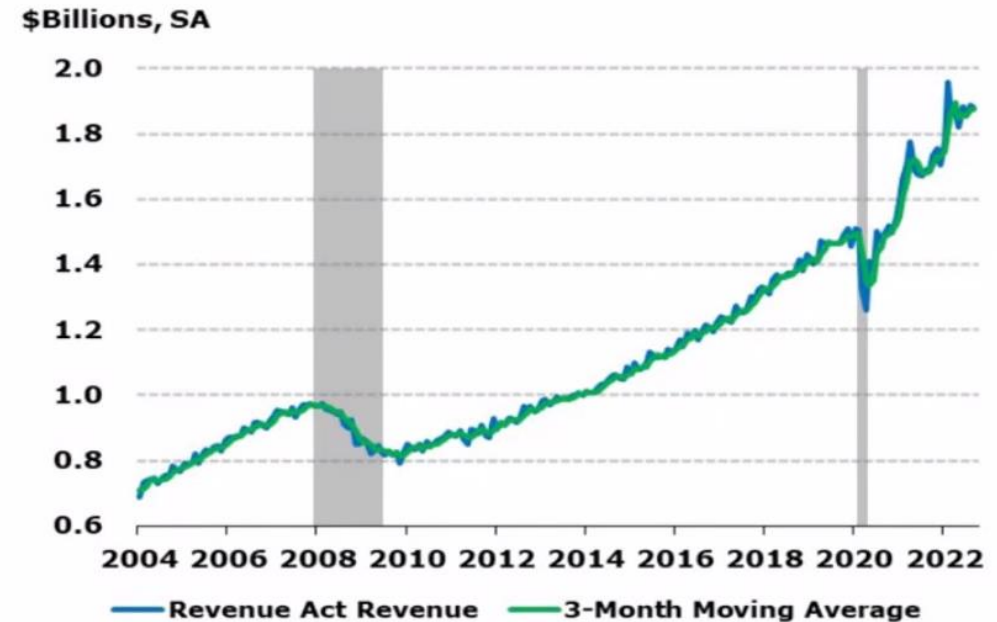
KEY MEMBERS

- Speaker Laurie Jinkins D – Speaker of the House
- Sen. Andy Billig – Majority Leader
- Rep. JT Wilcox R – Minority Leader of the House (**NEW** Rep. Drew Stokesbary!)
- Sen. Braun R – Minority Leader of the Senate

STATE BUDGET BACKGROUND

- Outlook
 - Strong
 - ~\$70B operating budget
 - 12% increase
- BUT
 - Collective bargaining
 - March forecast was not awesome
 - Long range caution
 - Inflation, interest rates.

Figure 3.2: Revenue Act Collections*



Source: ERFC; Data through November 10, 2022

*Adjusted for large payments/refunds, payment pattern change and deferred payments

STATE OPERATING BUDGET OVERVIEW 2023-2025

- \$~5B increases
- \$~3 reserves
- No new taxes
- Major investments?
 - Climate change
 - Housing/homelessness
 - Special ed
 - Hospital safety new assessment

STATE OPERATING BUDGET OVERVIEW

2023-2025

Professional services rates: Increases Medicaid professional services rates for certain service categories, beginning July 1, 2024.	\$ 31.98M
Primary care provider rates: Establishes a two percent rate increase for primary care physician services, effective January 1, 2025.	\$3.101M
Behavioral health provider rates: Increases access for behavioral health services for Medicaid patients through increased provider rates, effective January 1, 2024.	\$6.194M
Family medicine physician residencies: Maintains and expands the Family Medicine Residency Program.	\$18M
Psychiatric residencies: Funds UW psychiatry residency program to offer additional adult residency positions and two child psychiatry fellowships.	\$5.080M

STATE OPERATING BUDGET HIGHLIGHTS

2023-2025

Reproductive health care services	\$15,510,000
Foundational Public Health Services	\$300,000,000
Exchange premium subsidies	\$25,260,000
Health care coverage for undocumented residents	\$52,939,000
Tobacco prevention	\$5,000,000
COVID-19 response	\$20,000,000
Opioid education	\$1,830,000
Telehealth Collaborative	\$100,000
988 and BH crisis response	\$84,463,000



MAJOR SESSION THEMES

- Reproductive healthcare access
(Post *Dobbs*)
- Housing/homelessness
- Firearm safety and public safety
- Workforce issues
- Behavioral health
- Taxes (Margins tax?)

GENERALLY,...BILLS THAT PASSED WILL:

- Roll back limits on when police can chase suspects in cars;
- Step up penalties for drug possession;
- Reduce out-of-pocket abortion costs for patients;
- Allow multifamily housing like triplexes and fourplexes in more neighborhoods;
- Ban certain toxic chemicals in cosmetics; and
- Reduce barriers to certification for home care aides.

GENERALLY,...SOME BILLS THAT DIED WOULD HAVE:

- Lowered the blood alcohol limit for driving to 0.05% from 0.08%;
- Changed the state constitution to protect access to abortion and contraception;
- Limited police traffic stops for nonmoving violations like a broken taillight;
- Capped rent increases; and
- Allowed people to sue a police officer if they acted unlawfully in the line of duty.



LISTS OF MANY BILLS ARE COMING UP...

HERE'S A PICTURE OF WINTER ON THE CAPITOL
CAMPUS AS A DISTRACTION.

MANDATED INSURANCE COVERAGE

PASSED



- HB 1222 - Requiring coverage for hearing instruments
 - Crying children
- HB 1626 - Colorectal screening tests
 - Screening for take-home, coverage for colonoscopy for positive test

- SB 5338 - Reviewing the state's essential health benefits
- SB 5228 - Behavioral health OT

MANDATED INSURANCE COVERAGE (CONT.)

DEAD



- HB 1079 - Concerning rapid whole genome sequencing
- HB 1151 / SB 5204 - Mandating coverage for fertility services
 - \$\$\$\$\$\$

- HB 1776 - Requiring coverage for applied behavior analysis

- HB 1450 / SB 5074 - Concerning coverage for biomarkers

- Broad, narrowed. Last year late-stage cancer coverage

- SB 5100 - Concerning breast or chest wall reconstruction surgery

- Mandated notice

- Coverage for reconstruction surgery after a mastectomy/partial for all stages of reconstruction of the breast



COST SHARING

PASSED

- HB 1115 - Prohibiting cost sharing for abortion
- SB 5396 - Breast exam cost sharing
 - R L. Wilson



DEAD

- HB 1465 / SB 5445 - Concerning cost-sharing fairness

PRESCRIPTIONS AND PHARMACIES

PASSED

- SB 5066 - Concerning health care benefit managers
- SB 5142 - HIV medication rebate rev.
- SB 5300 - Concerning continuity of coverage for prescription drugs prescribed for the treatment of behavioral health conditions

DEAD

- HB 1269 - Amending the prescription drug affordability board
 - PRESERVED our protections!
- SB 5213 - Concerning pharmacy benefit managers
 - Read the bill – no forced mail order, no spread pricing, more regulation



HEALTHCARE/PRIVACY PROTECTIONS

PASSED

- HB 1155 - Addressing the collection, sharing, and selling of consumer health data

DEAD

- HB 1035 - Prohibiting health care entities from restricting the provision of certain health care services by health care providers

PLENTY OF BILLS TO GO...

HERE'S A PICTURE OF ONE OF THE MANY MASON
BEE HABITATS INSTALLED ON THE EAST CAPITOL
CAMPUS GROUNDS.



BEHAVIORAL HEALTH RESPONSE

PASSED

- HB 1134 - Implementing the 988 behavioral health crisis response and suicide prevention system
- SB 5120 - Establishing 23-hour crisis relief centers in Washington state
- SB 5130 - Concerning assisted outpatient treatment
- SB 5440 - Competency evaluations

DEAD

- HB 1242 - Behavioral health work group
- SB 5438 - Supportive relationships
- SB 5660 - Mental health advance directives
- "Blake" decision – SB 5536 – Dead but...

HOSPITALS

PASSED

- HB 1580 - Creating a system to support children in crisis
- HB 1850 - Concerning the hospital safety net program
- SB 5103 - Medicaid patients/discharge
- SB 5236 - Concerning hospital staffing standards
- SB 5454 - RN PTSD/industrial insurance
- SB 5499 - Concerning the multistate nurse licensure compact
- SB 5547 - Concerning nursing pool transparency

HOSPITALS (CONTINUED)

DEAD

- HB 1812 - Medicaid/B&O tax deductions
- SB 5393 - Addressing affordability through health care provider contracting
- SB 5767 - Funding health care access by imposing an excise tax on the annual compensation paid to certain highly compensated hospital employees

SCOPE OF PRACTICE

PASSED

- HB 1073 - Concerning medical assistants
- HB 1197 - Workers' comp. providers
- SB 5189 - Establishing behavioral health support specialists
- SB 5389 - Concerning the practice of optometry
 - Surgical, prescriptive, injections, steroids...
 - Veto request underway
- SB 5555 - Creating the profession of certified peer specialists

SCOPE OF PRACTICE (CONTINUED)

DEAD

- HB 1038 - Concerning licensure of anesthesiologist assistants
- HB 1041 - Authorizing the prescriptive authority of psychologists
- HB 1665 - Allowing pharmacists to treat certain conditions
- SB 5181 - Concerning medical assistants
- SB 5373 - Requiring equal reimbursement for advanced registered nurse practitioners, physician assistants, and physicians
- SB 5411 - Increasing the scope of practice of naturopathic physicians
- HB 1310 – Physician assistants...agreement on independence?





STILL NOT DONE...

THE CHERBERG BUILDING AS SEEN FROM
OUR CAPITOL CAMPUS OFFICE.

BUSINESS OF MEDICINE/LIABILITY

DEAD

- HB 1307 - Concerning collective bargaining for resident and fellow physicians employed by certain institutions of higher education
- HB 1655 - Concerning provider contract compensation
- SB 5059 - Concerning prejudgment interest

PRIOR AUTHORIZATION

PASSED

- HB 1357 - Modernizing the prior authorization process
- Broad application
- Services, Rx drugs, all health plans – commercial and Medicaid
- Timelines expedited
 - Electronic - 1 expedited or 3 non-expedited and non-electronic 2/5
- Electronic processes
- Rx drug reporting
- CMS Rulemaking



PROTECTING YOUTH

PASSED

- HB 1406 - Youth seeking housing assist
- SB 5124 - Nonrelative kin placement
- SB 5599 - Protected health care/youth

DEAD

- HB 1295 - DCYF placement agreements
- HB 1397 - Dependency

SUBSTANCE USE

PASSED



- SB 5263 - Psilocybin
- SB 5634 - Concerning problem gambling
- SB 5365 - Preventing use of tobacco, vapor products by minors
- HB 1772 - Tetrahydrocannabinol & alcohol

DEAD

- HB 1641 - High-potency cannabis
- HB 1642 - Regulating the sale of cannabis concentrates
- SB 5239 - Vapor & tobacco products

FIREARM SAFETY

PASSED

- HB 1143 - Firearms/purchase & transfer
- HB 1240 - Firearms/assault weapons
- SB 5006 - Waiver of firearm rights
- SB 5078 - Firearm industry duties

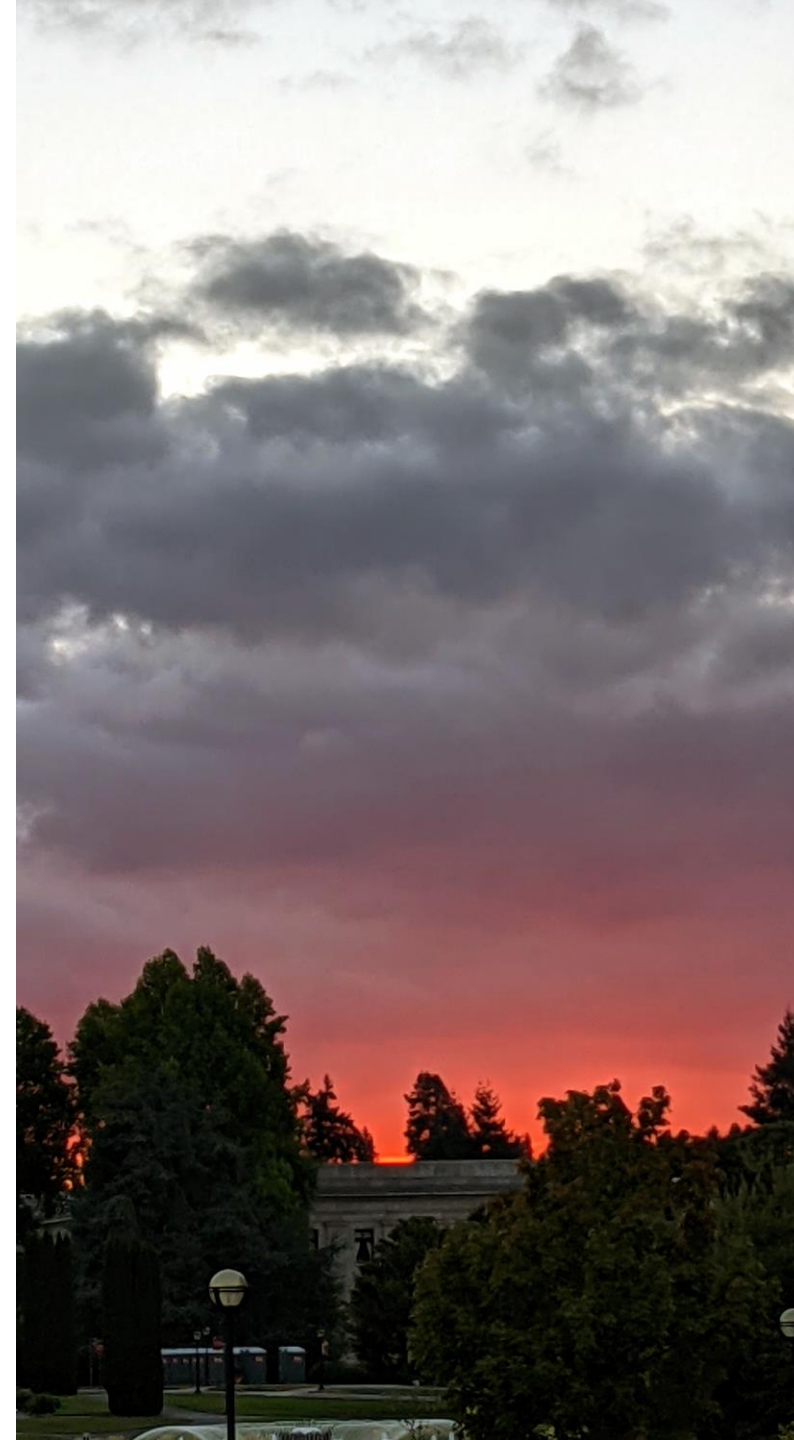
DEAD

- HB 1144 - Firearms/purchase & transfer

BILLS, BILLS, BILLS...

AN INTERCALARY CHAPTER IS A CHAPTER IN A NOVEL THAT IS RELEVANT TO THE THEME, BUT DOES NOT INVOLVE THE MAIN CHARACTERS OR FURTHER THE PLOT. MUCH LIKE THIS SLIDE.

PICTURED IS SUNSET OVER THE CAPITAL CAMPUS.



REPRODUCTIVE HEALTHCARE

PASSED

- HB 1340 - Health professions/conduct
- HB 1469 - Health care services/access
- SB 5242 - Abortion cost sharing

DIVERSITY IN CLINICAL TRIALS

PASSED

- HB 1745 - Improving diversity in clinical trials

DEAD

- SB 5388 - Concerning improving diversity in clinical trials

UNEMPLOYMENT INSURANCE

PASSED

- HB 1656 - Unemployment ins. Appeals
- HB 1106 - Concerning qualifications for unemployment insurance when an individual voluntarily leaves work

WORKERS COMPENSATION

PASSED

- HB 1068 - Injured worker medical exams
- HB 1521 - Industrial insurance/duties
- SB 5084 - Creating a separate fund for the purposes of self-insured pensions and assessments
- SB 5454 - Concerning industrial insurance coverage for posttraumatic stress disorders affecting registered nurses

LONG-TERM CARE

- No Long-term Care bills passed



HOME STRETCH...

THE TIVOLI FOUNTAIN IN OLYMPIA IS AN ARTIST- REPLICA OF A FAMOUS ROMAN-STYLE FOUNTAIN LOCATED IN TIVOLI PARK, COPENHAGEN, DENMARK.

PAID FAMILY & MEDICAL LEAVE

PASSED

- SB 5286 - Modifying the premium provisions of the paid family and medical leave program

GENERAL EMPLOYMENT AND LABOR

PASSED

- HB 1570 - Concerning social insurance programs applicable to transportation network companies and drivers
- HB 1762 - Protecting warehouse employees
- HB 1187 - Concerning privileged communication between employees and the unions that represent them
- HB 1217 - Concerning wage complaints

GENERAL EMPLOYMENT AND LABOR (CONT.)

PASSED

- SB 5123 - Concerning the employment of individuals who lawfully consume cannabis
- SB 5217 - Concerning the state's ability to regulate certain industries and risk classes to prevent musculoskeletal injuries and disorders
- SB 5236 - Concerning hospital staffing standards

GENERAL EMPLOYMENT AND LABOR (CONT.)

DEAD

- HB 1320 - Concerning access to personnel records
- SB 5110 - Adding penalties for certain prohibited practices in chapter 49.44 RCW

DATA AND TECHNOLOGY

PASSED

- HB 1051 - Concerning robocalling and telephone scams
- HB 1155 - Addressing the collection, sharing, and selling of consumer health data

OTHER INTERESTING BILLS

PASSED

- HB 1068 - Injured worker medical exams
- HB 1479 - Student restraint, isolation
- HB 1564 - Prohibiting the sale of over-the-counter sexual assault kits
- SB 5280 - Concerning the duty of clergy to report child abuse or neglect
- SB 5284 - Concerning campaign finance disclosure

DEAD

- HB 1508 - Health care cost board
- SB 5028 - Revising the process for individuals to request name changes
- SB 5097 - Creating an advisory council on rare diseases

WHAT CAN I DO?

SCHEDULE A MEETING WITH YOUR LOCAL LEGISLATOR!

- Much more likely to meet with you during interim
- They turn into human beings after session
- www.leg.wa.gov

- You are at the table or on the table



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