

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1360

To amend title I of the Employee Retirement Income Security Act of 1974 to exempt from preemption under such title certain provisions of the law of the State of Washington relating to health plans.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 4 (legislative day, JUNE 30), 1993

Mrs. MURRAY introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

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## A BILL

To amend title I of the Employee Retirement Income Security Act of 1974 to exempt from preemption under such title certain provisions of the law of the State of Washington relating to health plans.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Washington State  
5       Health Services Reform Enabling Act of 1993”.

1 **SEC. 2. EXEMPTION FROM ERISA PREEMPTION OF CERTAIN**  
2 **PROVISIONS OF THE LAW OF THE STATE OF**  
3 **WASHINGTON RELATING TO HEALTH PLANS.**

4 Section 514(b) of the Employee Retirement Income  
5 Security Act of 1974 (29 U.S.C. 1144(b)) is amended by  
6 adding at the end the following new paragraph:

7 “(9) Subsection (a) of this section shall not apply to  
8 the following provisions of the law of the State of Wash-  
9 ington—

10 “(A) section 212 of Chapter 492, Laws of 1993  
11 (relating to enrollment of certain employees in the  
12 Washington basic health plan);

13 “(B) sections 301 and 304 of Chapter 492,  
14 Laws of 1993 (relating to taxation of premiums and  
15 hospitals);

16 “(C) sections 406(7) and 454 of Chapter 492,  
17 Laws of 1993 (relating to medical risk adjustment  
18 mechanisms);

19 “(D) section 427 of Chapter 492, Laws of 1993  
20 (relating to benefits required to be offered by reg-  
21 istered employer health plans);

22 “(E) section 430 of Chapter 492, Laws of 1993  
23 (relating to requirements applicable to registered  
24 employer health plans); and

25 “(F) section 464 of Chapter 492, Laws of  
26 1993, as amended by section 3 of Chapter 494,

1       Laws of 1993 (relating to requirements that employ-  
2       ers offer and pay a portion of the costs of employee  
3       health care coverage).”.

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