
SENATE BILL 5787

State of Washington

65th Legislature

2017 Regular Session

By Senator Miloscia

Read first time 02/10/17. Referred to Committee on State Government.

1 AN ACT Relating to state agency and state university medical
2 school electronic health record systems, and the actions of the
3 technology services board related to these systems; adding a new
4 section to chapter 39.26 RCW; and creating a new section.

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

6 NEW SECTION. **Sec. 1.** The legislature recognizes that electronic
7 medical record systems are a key component to making our health care
8 systems more efficient, and increasing our quality of care. While
9 most electronic medical record systems in our state are operated by
10 private and nonprofit health care systems, the state of Washington
11 has developed electronic medical record systems within some of its
12 state agencies and within the University of Washington medical school
13 health care system, and there are plans for additional state agencies
14 to also develop systems. It is the intent of this act to ensure that
15 all future electronic medical record systems purchased by state
16 agencies or public university medical schools, with taxpayer dollars,
17 are developed to maximize cost savings, functionality, and system
18 interoperability among state, federal, nonprofit, and private
19 electronic health care systems.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 39.26
2 RCW to read as follows:

3 (1) After the effective date of this section, any state agency or
4 public university medical school that purchases a new electronic
5 medical record system, or upgrades their electronic medical system,
6 with an estimated cost exceeding five million dollars, shall notify
7 the following entities of their intent to purchase or upgrade an
8 electronic medical record system:

9 (a) The consolidated technology services agency created in RCW
10 43.105.025;

11 (b) The technology services board within the consolidated
12 technology services agency;

13 (c) The department of enterprise services;

14 (d) The state health care authority;

15 (e) The health information exchange office of the department of
16 health;

17 (f) The Washington state department of veterans affairs;

18 (g) The United States department of defense military health
19 system, office of electronic health records;

20 (h) The Washington state medical association; and

21 (i) The Washington state hospital association.

22 (2) The notice to the entities listed in subsection (1) of this
23 section must be provided no less than one hundred twenty days prior
24 to the release of a request for proposal, or signing of a sole source
25 contract for an electronic medical record system. The notice must
26 include a statement explaining the general objectives of the agency's
27 or medical school's electronic medical record system plans, and
28 invite the recipient of the notice to provide written comments on
29 issues that include, at a minimum, interoperability, cost savings
30 opportunities, and functionality.

31 (3) If an entity listed in subsection (1) of this section
32 responds to the notice provided by a state agency or public
33 university medical school, the state agency or public university
34 medical school shall review the response and consider the input prior
35 to moving forward with the release of a request for proposal, or
36 signing of a sole source contract.

37 (4) Any purchase of an electronic medical record system by a
38 state agency or public university medical school with an estimated
39 value over forty million dollars:

1 (a) Is a major information technology project under RCW
2 43.105.287, and subject to technology services board approval prior
3 to moving forward; and

4 (b) Is not eligible for any exemption to a public bid process
5 provided under Washington state law, unless approved by the
6 technology services board.

7 (5) Nothing in this act supersedes any obligations under existing
8 law that a state agency or public university medical school has to
9 the consolidated technology services agency created in RCW 43.105.025
10 prior to moving forward on technology projects.

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