

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5838

59th Legislature
2006 Regular Session

Passed by the Senate February 10, 2006
YEAS 34 NAYS 4

President of the Senate

Passed by the House February 28, 2006
YEAS 96 NAYS 1

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5838** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5838

Passed Legislature - 2006 Regular Session

State of Washington

59th Legislature

2005 Regular Session

By Senate Committee on Health & Long-Term Care (originally sponsored by Senators Kastama, Benson, Poulsen, Brandland, Deccio, Keiser, Thibaudeau, Franklin and Rasmussen)

READ FIRST TIME 03/02/05.

1 AN ACT Relating to the substitution of a preferred drug for a
2 nonpreferred drug in hepatitis C virus treatments; and amending RCW
3 69.41.190.

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

5 **Sec. 1.** RCW 69.41.190 and 2003 1st sp.s. c 29 s 5 are each amended
6 to read as follows:

7 (1) Any pharmacist filling a prescription under a state purchased
8 health care program as defined in RCW 41.05.011(2) shall substitute,
9 where identified, a preferred drug for any nonpreferred drug in a given
10 therapeutic class, unless the endorsing practitioner has indicated on
11 the prescription that the nonpreferred drug must be dispensed as
12 written, or the prescription is for a refill of an antipsychotic,
13 antidepressant, chemotherapy, antiretroviral, or immunosuppressive
14 drug, or for the refill of a immunomodulator/antiviral treatment for
15 hepatitis C for which an established, fixed duration of therapy is
16 prescribed for at least twenty-four weeks but no more than forty-eight
17 weeks, in which case the pharmacist shall dispense the prescribed
18 nonpreferred drug.

1 (2) When a substitution is made under subsection (1) of this
2 section, the dispensing pharmacist shall notify the prescribing
3 practitioner of the specific drug and dose dispensed.

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