S-3243.1

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**SENATE BILL 5507**

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**State of Washington 67th Legislature 2022 Regular Session**

**By** Senators Keiser, Muzzall, Lovick, and C. Wilson

AN ACT Relating to exempting a manufacturer of certain dialysate and dialysis devices used by home dialysis patients or a manufacturer's agent from the pharmacy practices act and legend drug act; and amending RCW 18.64.257 and 69.41.032.

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

**Sec.**  RCW 18.64.257 and 2013 c 19 s 20 are each amended to read as follows:

This chapter shall not prevent a medicare-approved dialysis center or facility operating a medicare-approved home dialysis program, or a manufacturer of commercially available dialysate and dialysis devices used by home dialysis patients, or a manufacturer's agent acting on behalf of such manufacturer, from selling, delivering, possessing, or dispensing directly to its dialysis patients, ((~~in case or full shelf lots,~~)) if prescribed by a physician licensed under chapter 18.57 or 18.71 RCW, dialysis devices and those legend drugs, in case or full shelf lots, determined by the commission pursuant to rule.

**Sec.**  RCW 69.41.032 and 2016 c 148 s 12 are each amended to read as follows:

This chapter shall not prevent a medicare-approved dialysis center or facility operating a medicare-approved home dialysis program, or a manufacturer of commercially available dialysate used by home dialysis patients, or a manufacturer's agent acting on behalf of such manufacturer, from selling, delivering, possessing, or dispensing directly to its dialysis patients, in case or full shelf lots, if prescribed by a physician licensed under chapter 18.57 or 18.71 RCW, those legend drugs determined by the commission pursuant to rule.

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