

**SSB 5904 - S AMD 213**

By Senator Rasmussen

BEYOND SCOPE 03/17/2003

1 Beginning on page 2, line 37, after "those" strike all material  
2 through "purchases, to" on page 3, line 1 and insert "negotiated for  
3 its preferred prescription drugs, pursuant to the process established  
4 in section 4 of this act. The price discounts negotiated as a result  
5 of this process shall"

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6 On page 3, after line 13, insert the following:

7 "NEW SECTION. **Sec. 4.** A new section is added to chapter 41.05 RCW  
8 to read as follows:

9 The administrator shall establish a pharmacy and therapeutics  
10 committee to identify its preferred drugs.

11 (1) The pharmacy and therapeutics committee shall be comprised of  
12 practicing licensed physicians, other practicing licensed health  
13 professionals with prescriptive authority, practicing licensed  
14 pharmacists, and pharmacoeconomists. At least one licensed health  
15 professional with prescriptive authority and one pharmacist must have  
16 demonstrated experience in serving women, children, and people of  
17 color. The membership composition must be consistent with applicable  
18 federal requirements under Title XIX of the federal social security act  
19 to allow full participation by the department of social and health  
20 services or other state agencies in activities under this act.

21 (2) The pharmacy and therapeutics committee shall review nationally  
22 recognized therapeutic drug classes. The committee must use an  
23 evidence-based process that evaluates the efficacy of prescription

1 drugs, considering safety, efficacy, likelihood of compliance,  
2 outcomes, and any unique impacts on specific populations based upon  
3 factors such as sex, age, ethnicity, race, or disability. For each  
4 therapeutic class reviewed, the committee must identify the  
5 prescription drugs determined to be most clinically effective, and if  
6 applicable, equally effective. Decisions of the pharmacy and  
7 therapeutics committee regarding the clinical effectiveness of drugs  
8 within a therapeutic class are binding on the administrator.

9 (3) Members of the pharmacy and therapeutics committee are immune  
10 from civil liability for any official acts performed in good faith as  
11 members of the committee.

12 NEW SECTION. **Sec. 5.** A new section is added to chapter 41.05 RCW  
13 to read as follows:

14 State-purchased health care programs shall adopt any preferred drug  
15 list established by the administrator for the price discount program  
16 components of their programs that purchase prescription drugs directly  
17 or through reimbursement of retail pharmacies consistent with the scope  
18 of benefits offered through those programs. In administering  
19 prescription drug benefits under state-purchased health care programs,  
20 agencies shall honor an endorsing prescriber's direction to dispense a  
21 prescription drug as written on the prescription order or to continue  
22 therapy with the drug classes included in section 4 of this act."

23 Renumber the remaining sections consecutively and correct any  
24 internal references accordingly.

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