
SENATE BILL 6504

State of Washington

58th Legislature

2004 Regular Session

By Senators Brown, Swecker, Thibaudeau, B. Sheldon, Kohl-Welles and Rasmussen

Read first time 01/21/2004. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to qualifying for prescription drug discounts
2 negotiated by the health care authority; and amending RCW 41.05.500.

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

4 **Sec. 1.** RCW 41.05.500 and 2003 1st sp.s. c 29 s 3 are each amended
5 to read as follows:

6 (1) In negotiating price discounts with prescription drug
7 manufacturers for state purchased health care programs, the health care
8 authority shall also negotiate such discounts for any Washington
9 resident:

10 (a)(i) Whose family income does not exceed three hundred percent of
11 the federal poverty level as adjusted for family size and determined
12 annually by the federal department of health and human services;

13 (~~(b)~~) (ii) Whose existing prescription drug need is not covered
14 by insurance; and

15 (~~(c)~~) (iii) Who is: (~~(i)~~) (A) At least fifty years old; or
16 (~~(ii)~~) (B) between the ages of nineteen and forty-nine and is
17 otherwise eligible for benefits under Title II of the social security
18 act, federal old age, survivors, and disability insurance benefits; or

1 (b) Who is enrolled in an entity organized as a nonprofit for the
2 purpose of providing charity health care services to individuals (i)
3 who are uninsured for health services (ii) who are not receiving
4 medicaid, and (iii) whose gross family income does not exceed two
5 hundred percent of the federal poverty level as adjusted for family
6 size and determined annually by the federal department of health and
7 human services.

8 (2)(a) An attestation, which shall be submitted to the
9 administrator, from an individual that the individual's family income
10 does not exceed three hundred percent of the federal poverty level is
11 sufficient to satisfy the eligibility requirement of subsection
12 (1)(a)(i) of this section. An individual seeking to qualify under the
13 eligibility requirements of subsection (1)(b) of this section shall
14 attest, in a submission to the administration, that he or she is
15 enrolled in an entity that meets the requirements of subsection (1)(b)
16 of this section.

17 (b) Any person willfully making a false statement in order to
18 qualify for discounts under this section is guilty of a misdemeanor.
19 Notice of such shall be included on the program enrollment form.

20 (3) The administrator shall charge participants in this program an
21 annual enrollment fee sufficient to offset the cost of program
22 administration.

23 (4) Any rebate or discount provided by a pharmaceutical
24 manufacturer and made available to individuals under this section shall
25 not be at the expense of retail pharmacies. This does not prohibit
26 participating state agencies from using discounted pharmacy
27 reimbursements for services or ingredients provided by the pharmacies.

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