

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1765

Chapter 205, Laws of 2017

65th Legislature
2017 Regular Session

PRESCRIPTION DRUG DONATION PROGRAM--TIME/TEMPERATURE INDICATORS

EFFECTIVE DATE: 5/5/2017

Passed by the House March 7, 2017
Yeas 97 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 30, 2017
Yeas 49 Nays 0

CYRUS HABIB

President of the Senate

Approved May 5, 2017 10:27 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1765** as passed by House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

May 5, 2017

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1765

Passed Legislature - 2017 Regular Session

State of Washington 65th Legislature 2017 Regular Session

By House Health Care & Wellness (originally sponsored by Representatives Irwin, Koster, Volz, Kraft, Stokesbary, and Kloba)

READ FIRST TIME 02/13/17.

1 AN ACT Relating to donations to the prescription drug donation
2 program; amending RCW 69.70.020; and declaring an emergency.

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

4 **Sec. 1.** RCW 69.70.020 and 2016 c 43 s 2 are each amended to read
5 as follows:

6 (1) Any practitioner, pharmacist, medical facility, drug
7 manufacturer, or drug wholesaler may donate prescription drugs and
8 supplies to a pharmacy for redistribution without compensation or the
9 expectation of compensation to individuals who meet the
10 prioritization criteria established in RCW 69.70.040. Donations of
11 prescription drugs and supplies may be made on the premises of a
12 pharmacy that elects to participate in the provisions of this
13 chapter. A pharmacy that receives prescription drugs or supplies may
14 distribute the prescription drugs or supplies to another pharmacy,
15 pharmacist, or prescribing practitioner for use pursuant to the
16 program.

17 (2) The person to whom a prescription drug was prescribed, or the
18 person's representative, may donate prescription drugs under
19 subsection (1) of this section if, as determined by the professional
20 judgment of a pharmacist, (~~the~~) prescription drugs:

1 (a) Equipped with a time temperature indicator at the point of
2 manufacture were stored under required temperature conditions using
3 the prescription drugs' time temperature indicator information and
4 the person, or the person's representative, has completed and signed
5 a donor form, adopted by the department, to release the prescription
6 drug for distribution under this chapter and certifying that the
7 donated prescription drug has never been opened, used, adulterated,
8 or misbranded; or

9 (b) Not equipped with a time temperature indicator at the point
10 of manufacture, were properly stored and the person, or the person's
11 representative, has completed and signed a donor form, adopted by the
12 department, to release the prescription drugs for distribution under
13 this chapter and certified that the donated prescription drugs have
14 never been opened, used, adulterated, or misbranded. The donor form
15 must require that the person, or the person's representative, attest
16 that the donated prescription drugs have been stored in a manner and
17 location that adheres to the conditions established by the
18 manufacturer.

19 NEW SECTION. Sec. 2. This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of
21 the state government and its existing public institutions, and takes
22 effect immediately.

Passed by the House March 7, 2017.
Passed by the Senate March 30, 2017.
Approved by the Governor May 5, 2017.
Filed in Office of Secretary of State May 5, 2017.

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