

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1954

68th Legislature
2024 Regular Session

Passed by the House January 25, 2024
Yeas 56 Nays 37

**Speaker of the House of
Representatives**

Passed by the Senate February 22,
2024
Yeas 30 Nays 19

President of the Senate

Approved

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 **HOUSE BILL 1954** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1954

Passed Legislature - 2024 Regular Session

State of Washington

68th Legislature

2024 Regular Session

By Representatives Riccelli, Bateman, Ramel, Reed, Simmons, Ormsby, Macri, Doglio, Thai, Lekanoff, and Reeves

Prefiled 12/15/23. Read first time 01/08/24. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to harmonizing statutory language relating to
2 lawful participation in reproductive health care services or gender-
3 affirming treatment; and amending RCW 18.130.450.

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

5 **Sec. 1.** RCW 18.130.450 and 2023 c 192 s 3 are each amended to
6 read as follows:

7 (1) Notwithstanding RCW 18.130.180, the following shall not
8 constitute unprofessional conduct under this chapter:

9 (a) The provision of, authorization of, recommendation of, aiding
10 in, assistance in, referral for, or other participation in any
11 reproductive health care services or gender-affirming treatment
12 consistent with the standard of care in Washington by a license
13 holder;

14 (b) The provision of, authorization of, recommendation of, aiding
15 in, assistance in, referral for, or other participation in any
16 reproductive health care services or gender-affirming treatment, by a
17 license holder, if the participation would have been lawful and
18 consistent with standards of care if it occurred entirely in
19 Washington;

20 (c) A conviction or disciplinary action based on the license
21 holder's violation of another state's laws prohibiting the provision

1 of, authorization of, recommendation of, aiding in, assistance in,
2 referral for, or other participation in any reproductive health care
3 services or gender-affirming treatment, if the participation would
4 have been lawful and consistent with standards of care if it occurred
5 entirely in Washington.

6 (2) Except as required by chapter 18.71B RCW, the following,
7 alone or in combination, shall not serve as the basis for a denial of
8 an application for licensure, licensure renewal, or temporary
9 practice permit, or for any other disciplinary action by a
10 disciplining authority against an applicant or license holder:

11 (a) The provision of, authorization of, recommendation of, aiding
12 in, assistance in, referral for, or other participation in any
13 reproductive health care services or gender-affirming treatment
14 consistent with the standard of care in Washington by a license
15 holder;

16 (b) The provision of, authorization of, recommendation of, aiding
17 in, assistance in, referral for, or other participation in any
18 reproductive health care services or gender-affirming treatment, by a
19 license holder, if the participation would have been lawful and
20 consistent with standards of care if it occurred entirely in
21 Washington;

22 ((~~(b)~~)) (c) A conviction or disciplinary action based on the
23 license holder's violation of another state's laws prohibiting the
24 provision of, authorization of, recommendation of, aiding in,
25 assistance in, referral for, or other participation in any
26 reproductive health care services or gender-affirming treatment, if
27 the participation would have been lawful and consistent with
28 standards of care if it occurred entirely in Washington.

29 (3) Nothing in this section prohibits the disciplining authority
30 from taking action on separate charges that are unrelated to the
31 provision of, authorization of, recommendation of, aiding in,
32 assistance in, referral for, or other participation in any
33 reproductive health care services or gender-affirming treatment that
34 would have been lawful and consistent with standards of care if it
35 occurred entirely in Washington.

36 (4) Nothing in this section shall be construed to expand the
37 scope of practice of any license holder licensed under this title,
38 nor does this section give any such license holder the authority to
39 act outside their scope of practice as defined under this title.

1 (5) For the purposes of this section the following definitions
2 apply:

3 (a) "Gender-affirming treatment" means a service or product that
4 a health care provider, as defined in RCW 70.02.010, provides to an
5 individual to support and affirm the individual's gender identity.
6 "Gender-affirming treatment" includes, but is not limited to,
7 treatment for gender dysphoria. "Gender-affirming treatment" can be
8 provided to two spirit, transgender, nonbinary, and other gender
9 diverse individuals.

10 (b) "Reproductive health care services" means any medical
11 services or treatments, including pharmaceutical and preventive care
12 services or treatments, directly involved in the reproductive system
13 and its processes, functions, and organs involved in reproduction.

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