

EHB 1574 - S AMD TO LAW COMM AMD (S-5573.1/26) **934**
By Senator Fortunato

NOT CONSIDERED 03/12/2026

1 On page 3, at the beginning of line 11, strike "health care
2 facilities, including hospitals and"

3 On page 3, after line 17, insert the following:

4 "(4)(a) Nothing in subsection (1) of this section prohibits
5 health care facilities, including hospitals, from distributing or
6 using: (i) Drug testing equipment; or (ii) equipment and supplies
7 deemed by a qualified medical professional to be medically necessary
8 to aid in safe withdrawal management.

9 (b) Health care facility staff taking samples of substances and
10 using drug testing equipment for the purpose of analyzing the
11 composition of the substances or detecting the presence of certain
12 substances are acting legally and are exempt from arrest and
13 prosecution under RCW 69.50.4011(1) (b) or (c), 69.50.4013,
14 69.50.4014, or 69.41.030(2) (b) or (c)."

EFFECT: Permits health care facilities to distribute and use drug testing equipment and to distribute equipment and supplies deemed by a qualified medical professional to be medically necessary to aid in safe withdrawal management.

Exempts health care facility staff using drug testing equipment from arrest and prosecution under statutes criminalizing possession or use of counterfeit substances, possession or use of controlled substances, possession of 40 grams or less of cannabis, or possession or use of a legend drug without a prescription.

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