

# SENATE BILL REPORT

## HB 1412

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As Passed Senate, April 3, 2019

**Title:** An act relating to nonresident pharmacies.

**Brief Description:** Concerning nonresident pharmacies.

**Sponsors:** Representatives Thai, DeBolt, Slatter, Cody, Jinkins and Riccelli; by request of Department of Health.

**Brief History:** Passed House: 3/01/19, 90-3.

**Committee Activity:** Health & Long Term Care: 3/15/19, 3/20/19 [DP].

**Floor Activity:**

Passed Senate: 4/03/19, 48-0.

### Brief Summary of Bill

- Requires nonresident pharmacies to submit to the Department of Health a copy of a recent inspection report conducted by an inspection program approved by the Pharmacy Quality Assurance Commission to receive or renew licensure.

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### SENATE COMMITTEE ON HEALTH & LONG TERM CARE

**Majority Report:** Do pass.

Signed by Senators Cleveland, Chair; Randall, Vice Chair; O'Ban, Ranking Member; Bailey, Becker, Conway, Frockt, Keiser and Van De Wege.

**Staff:** Greg Attanasio (786-7410)

**Background:** A nonresident pharmacy is a pharmacy located outside of Washington that ships, mails, or delivers, in any manner, except when delivered in person to an individual, controlled substances, legend drugs, or devices into the state.

Nonresident pharmacies must be licensed by the Department of Health (DOH), and as a condition of licensure must provide to DOH:

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- an annual report containing the location, names, and titles of all owners and pharmacists employed by the pharmacy who dispense controlled substances or devices to residents;
- proof of compliance with applicable requirements from the regulatory or licensing agency of the state or Canadian province in which the pharmacy is licensed;
- a copy of the most recent inspection report from the state or Canadian province with which it is licensed; and
- proof that it maintains its records of controlled substances, legend drugs, or devices dispensed to patients in this state so the records are readily retrievable from the records of other drugs dispensed.

**Summary of Bill:** For initial licensure and renewal, a nonresident pharmacy must submit to DOH a copy of an inspection report issued within two years of the application of licensure or renewal and conducted by an inspection program approved by the Pharmacy Quality Assurance Commission (commission) as having substantially equivalent standards to those of the commission.

**Appropriation:** None.

**Fiscal Note:** Available.

**Creates Committee/Commission/Task Force that includes Legislative members:** No.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Staff Summary of Public Testimony:** PRO: Currently nonresident pharmacies are only required to provide proof of inspection at the time of initial licensure. This bill will require proof of inspection at license renewal as well and ensure the inspection is to the same standards as inspections conducted in Washington. This will create a level playing field.

**Persons Testifying:** PRO: Tim Lynch, Chair, Pharmacy Quality Assurance Commission.

**Persons Signed In To Testify But Not Testifying:** No one.