

**SHB 1779 - S AMD 1198**

By Senator Keiser

**ADOPTED 03/01/2022**

1 On page 2, line 20, strike "and"

2 On page 2, line 22, after "hospitals" insert "; and

3 (4) Hospitals that qualify as a medicare dependent hospital"

4 On page 2, after line 22, insert the following:

5 "NEW SECTION. **Sec. 3.** (1) The surgical smoke evacuation account  
6 is created in the custody of the state treasurer. Revenues to the  
7 account consist of appropriations and transfers by the legislature  
8 and all other funding directed for deposit into the account. Only the  
9 director of the department of labor and industries or the director's  
10 designee may authorize expenditures from the account. The account is  
11 subject to the allotment procedures under chapter 43.88 RCW, but an  
12 appropriation is not required for expenditures. Expenditures from the  
13 account may be used only for purposes provided in subsection (3) of  
14 this section.

15 (2) By July 1, 2025, the director of the department of labor and  
16 industries must certify to the state treasurer the amount of any  
17 unobligated moneys in the surgical smoke evacuation account that were  
18 appropriated by the legislature from the general fund during the  
19 2023-2025 fiscal biennium, and the treasurer must transfer those  
20 moneys back to the general fund.

21 (3)(a) Subject to the funds available in the surgical smoke  
22 evacuation account and beginning January 2, 2025, a hospital  
23 described in (b) of this subsection may apply to the department of  
24 labor and industries for reimbursement for the costs incurred by the  
25 hospital on or before January 1, 2025, to purchase and install smoke  
26 evacuation systems as defined in section 1 of this act. The  
27 reimbursement may not exceed \$1,000 for each operating room in the  
28 hospital. The reimbursements under this subsection are only available  
29 until moneys contained in the account are exhausted.

30 (b) Only the following hospitals may apply for reimbursement:

1 (i) Hospitals certified as critical access hospitals under 42  
2 U.S.C. Sec. 1395i-4;  
3 (ii) Hospitals with fewer than 25 acute care beds in operation;  
4 (iii) Hospitals certified by the centers for medicare and  
5 medicaid services as sole community hospitals; and  
6 (iv) Hospitals that qualify as a medicare dependent hospital.  
7 (c) The department of labor and industries must determine the  
8 process for making an application for reimbursement."

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9 On page 1, line 2 of the title, after "49.17 RCW;" insert  
10 "creating a new section;"

EFFECT: Adds hospitals that qualify as a medicare dependent hospital to list of hospitals for which the act takes effect on January 1, 2024. Creates an account to provide reimbursement to certain hospitals for the costs of purchasing and installing smoke evacuation systems until the funds in the account are exhausted.

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