
SENATE BILL 5418

State of Washington

67th Legislature

2021 Regular Session

By Senators Billig, Kuderer, Conway, Darneille, Das, Frockt, Hasegawa, Hunt, Lias, Nguyen, Nobles, Randall, Saldaña, Stanford, Wellman, and Wilson, C.

Read first time 02/03/21. Referred to Committee on Health & Long Term Care.

1 AN ACT Relating to prohibiting health care entities from
2 providing donors or board members privileged access to drugs or
3 vaccines that are in limited supply; adding a new section to chapter
4 70.01 RCW; prescribing penalties; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.01
7 RCW to read as follows:

8 (1) If a drug or vaccine is in limited supply and eligibility
9 requirements for providing the therapy have been established, a
10 health care entity must make every effort to provide the drug or
11 vaccine to eligible individuals in a fair and consistent manner.

12 (2) A health care entity is prohibited from offering an
13 individual who has financially contributed to the health care entity
14 or has served on the health care entity's board priority or
15 privileged access to a drug or vaccine through means including, but
16 not limited to, reservation systems, invite-only mechanisms, and
17 special access clinics, when the same access is not offered to all
18 individuals who are eligible for the drug or vaccine.

19 (3) Failure to comply with this chapter is punishable by a civil
20 penalty not to exceed \$10,000 per violation.

1 (4) For purposes of this section, "health care entity" includes a
2 facility, clinic, organization, system, or institution that dispenses
3 or administers a prescription drug or vaccine.

4 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
5 preservation of the public peace, health, or safety, or support of
6 the state government and its existing public institutions, and takes
7 effect immediately.

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