
SENATE BILL 5326

State of Washington

69th Legislature

2025 Regular Session

By Senators Cleveland and Muzzall

1 AN ACT Relating to accessing an emergency supply of insulin; and
2 adding new sections to chapter 70.330 RCW.

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

4 NEW SECTION. **Sec. 1.** The definitions in this section apply
5 throughout sections 2 and 3 of this act unless the context clearly
6 requires otherwise.

7 (1) "Authority" means the health care authority.

8 (2) "Manufacturer" means a person, corporation, or other entity
9 engaged in the manufacture of insulin that is self-administered on an
10 outpatient basis and sold in or into Washington state.

11 (3) "Network pharmacy" means a pharmacy as defined in RCW
12 18.64.011 that is contracted with the prescription drug purchasing
13 consortium established in RCW 70.14.060.

14 NEW SECTION. **Sec. 2.** (1) The authority shall establish an
15 emergency insulin program under the prescription drug purchasing
16 consortium established in RCW 70.14.060 to allow eligible individuals
17 to access one emergency 30-day supply of insulin within a 12-month
18 period for a maximum out-of-pocket cost of \$10 beginning January 1,
19 2026.

1 (2) To be eligible to receive insulin under this section, an
2 individual must:

3 (a) Be a resident of Washington;

4 (b) Not be enrolled in medical assistance or in prescription drug
5 coverage that limits the total amount of cost sharing that the
6 enrollee is required to pay for a 30-day supply of insulin, including
7 copayments, deductibles, or coinsurance, to \$35 or less, regardless
8 of the type or amount of insulin prescribed;

9 (c) Have a valid prescription for insulin; and

10 (d) Have less than a seven-day supply of insulin available.

11 (3) The authority shall establish a process to permit an
12 individual to attest to meeting the eligibility criteria in
13 subsection (2) of this section.

14 (4)(a) An individual who attests to meeting eligibility criteria
15 as required in subsection (3) of this section will be provided an
16 electronic voucher to be utilized at a network pharmacy for the
17 receipt of a 30-day supply of insulin under this section.

18 (b) A network pharmacy shall accept a voucher provided according
19 to this subsection for purposes of dispensing a 30-day supply of
20 insulin.

21 (5)(a) Upon dispensing the insulin the network pharmacy may
22 collect a dispensing fee from the eligible individual of up to \$10 to
23 cover the pharmacy's costs of processing and dispensing the insulin.

24 (b) After a network pharmacy dispenses insulin to an eligible
25 individual, it shall submit a claim for reimbursement to the
26 consortium in a manner and form prescribed by the authority.

27 (6)(a) The consortium shall reimburse the network pharmacy for
28 the cost of the dispensed insulin within 30 days of receiving the
29 claim.

30 (b) The consortium shall, at least quarterly, invoice insulin
31 manufacturers for the cost of the insulin the consortium reimbursed
32 to pharmacies.

33 (c) A manufacturer shall remit payment to the consortium within
34 30 days of receiving an invoice under this subsection.

35 (7) The authority may assess a fine of up to \$10,000 for each
36 failure of a manufacturer to comply with the requirements of
37 subsection (6)(c) of this section. The assessment of a fine under
38 this subsection is subject to review under the administrative
39 procedure act, chapter 34.05 RCW. Fines collected under this section

1 must be deposited into the state health care affordability account
2 created in RCW 43.71.130.

3 (8) The authority shall make available on its website, at the
4 same location as information regarding the emergency insulin program
5 established in this section, information regarding manufacturer
6 patient assistance programs that allow patients to receive insulin at
7 reduced or no cost.

8 NEW SECTION. **Sec. 3.** The authority shall adopt any rules
9 necessary to implement this act.

10 NEW SECTION. **Sec. 4.** Sections 1 through 3 of this act are each
11 added to chapter 70.330 RCW.

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