

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 2105

Chapter 258, Laws of 2009

61st Legislature
2009 Regular Session

DIAGNOSTIC IMAGING--WORK GROUP

EFFECTIVE DATE: 04/28/09

Passed by the House March 10, 2009
Yeas 83 Nays 13

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 14, 2009
Yeas 44 Nays 2

BRAD OWEN

President of the Senate

Approved April 28, 2009, 4:20 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2105** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 29, 2009

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2105

Passed Legislature - 2009 Regular Session

State of Washington **61st Legislature** **2009 Regular Session**

By House Health Care & Wellness (originally sponsored by
Representatives Cody and Morrell)

READ FIRST TIME 02/23/09.

1 AN ACT Relating to diagnostic imaging services; adding a new
2 chapter to Title 70 RCW; and declaring an emergency.

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 this chapter unless the context clearly requires otherwise.

6 (1) "Advanced diagnostic imaging services" means magnetic resonance
7 imaging services, computed tomography services, positron emission
8 tomography services, cardiac nuclear medicine services, and similar new
9 imaging services.

10 (2) "Authority" means the Washington state health care authority.

11 (3) "Payor" means public purchasers and carriers licensed under
12 chapters 48.21, 48.41, 48.44, 48.46, and 48.62 RCW.

13 (4) "Public purchaser" means the department of social and health
14 services, the department of health, the department of labor and
15 industries, the authority, and the Washington state health insurance
16 pool.

17 (5) "State purchased health care" has the same meaning as in RCW
18 41.05.011.

1 NEW SECTION. **Sec. 2.** (1) Consistent with the authority granted
2 in RCW 41.05.013, the authority shall convene a work group to analyze
3 and identify evidence-based best practice guidelines or protocols
4 applicable to advanced diagnostic imaging services and any decision
5 support tools available to implement the guidelines or protocols.

6 (2) The administrator of the authority shall appoint work group
7 members, including at least:

8 (a) One member of the authority's health technology clinical
9 committee;

10 (b) One representative of the Washington state medical association;

11 (c) One representative of the Washington state radiological
12 society;

13 (d) One representative of the Puget Sound health alliance;

14 (e) One representative of the Washington health care forum;

15 (f) One representative of the Washington state hospital
16 association;

17 (g) One representative of health carriers as defined in chapter
18 48.43 RCW; and

19 (h) One representative of each public purchaser.

20 (3) The work group shall:

21 (a) No later than July 1, 2009, identify evidence-based best
22 practice guidelines or protocols and decision support tools applicable
23 to advanced diagnostic imaging services to be implemented by all state
24 purchased health care programs, except for state purchased health care
25 services that are purchased from or through health carriers as defined
26 in RCW 48.43.005. When identifying the guidelines or protocols, the
27 work group may consult with organizations such as the Minnesota
28 institute for clinical systems improvement; and

29 (b) Explore the feasibility of using the guidelines or protocols
30 for state purchased health care services that are purchased from or
31 through health carriers and all payors in the state by January 1, 2011,
32 for the reimbursement of advanced diagnostic imaging services.

33 (4) The work group may solicit such federal or private funds and
34 in-kind contributions as may be necessary to complete its work in a
35 timely fashion. However, no member of the work group shall be
36 compensated for his or her service.

37 (5) The work group shall report its findings and recommendations to

1 the governor and the appropriate committees of the legislature no later
2 than July 1, 2009.

3 (6) The work group shall cease to exist on July 1, 2010.

4 NEW SECTION. **Sec. 3.** No later than September 1, 2009, all state
5 purchased health care programs shall, except for state purchased health
6 care services that are purchased from or through health carriers as
7 defined in RCW 48.43.005, implement evidence-based best practice
8 guidelines or protocols applicable to advanced diagnostic imaging
9 services, and the decision support tools to implement the guidelines or
10 protocols, identified under section 2 of this act.

11 NEW SECTION. **Sec. 4.** Any current or future time frames,
12 procedures, rules, regulations, or guidance regarding accreditation
13 requirements for advanced diagnostic imaging services established in,
14 or promulgated pursuant to, section 135(a) of the medicare improvements
15 for patients and providers act of 2008, shall also be applicable to any
16 person or entity in this state not already subject to its provisions
17 that receives payment for the furnishing of the technical component of
18 advanced diagnostic imaging services as defined under that act.

19 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of the
21 state government and its existing public institutions, and takes effect
22 immediately.

23 NEW SECTION. **Sec. 6.** Sections 1 through 4 of this act constitute
24 a new chapter in Title 70 RCW.

Passed by the House March 10, 2009.

Passed by the Senate April 14, 2009.

Approved by the Governor April 28, 2009.

Filed in Office of Secretary of State April 29, 2009.