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HOUSE BILL 2153

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State of Washington

63rd Legislature

2014 Regular Session

By Representatives Habib, Tarleton, Ross, Green, Morrell, Springer, Tharinger, Jinkins, Goodman, Van De Wege, Clibborn, Fey, and Riccelli

Prefiled 01/06/14. Read first time 01/13/14. Referred to Committee on Health Care & Wellness.

1 AN ACT Relating to the treatment of eosinophilic gastrointestinal  
2 associated disorders; and adding a new section to chapter 48.43 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 48.43 RCW  
5 to read as follows:

6 (1) Each health benefit plan issued or renewed after December 31,  
7 2015, must offer benefits or coverage for medically necessary elemental  
8 formula, regardless of delivery method, when a licensed physician or  
9 other health care provider with prescriptive authority:

10 (a) Diagnoses a patient with an eosinophilic gastrointestinal  
11 associated disorder; and

12 (b) Orders and supervises the use of the elemental formula.

13 (2) The cost-sharing for medically necessary elemental formula must  
14 be included in the expenses that count toward the enrollee's annual  
15 out-of-pocket maximum, unless prohibited by the federal patient  
16 protection and affordable care act, P.L. 111-148, as amended by the  
17 federal health care and education reconciliation act of 2010, P.L. 111-  
18 152, or federal regulations or guidance issued under the affordable  
19 care act.

1           (3) Nothing in this section prohibits a health benefit plan from  
2 requiring prior authorization or imposing other appropriate utilization  
3 controls in approving coverage for medically necessary elemental  
4 formula.

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