

# HOUSE BILL No. 1131

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 16-18-2-331.5; IC 16-47-1.

**Synopsis:** Aggregate purchasing of prescription drugs. Allows small businesses and residents who are at least 65 years of age to participate in the state aggregate prescription drug purchasing program. Requires the state personnel department to charge fees for certain administrative costs.

**Effective:** July 1, 2005.

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January 11, 2005, read first time and referred to Committee on Public Health.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

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## HOUSE BILL No. 1131



A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 16-18-2-331.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2005]: **Sec. 331.5. "Small business", for**  
4 **purposes of IC 16-47-1, has the meaning set forth in IC 16-47-1-0.5.**

5 SECTION 2. IC 16-47-1-0.5 IS ADDED TO THE INDIANA CODE  
6 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
7 1, 2005]: **Sec. 0.5. As used in this chapter, "small business" means**  
8 **a business that satisfies the following:**

- 9 (1) **The business is independently owned and operated.**
- 10 (2) **The principal office of the business is located in Indiana.**
- 11 (3) **The business has not more than twenty-five (25)**  
12 **employees.**

13 SECTION 3. IC 16-47-1-5 IS AMENDED TO READ AS  
14 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) The following  
15 shall participate in the program:

- 16 (1) The department, for a health benefit plan:  
17 (A) described in section 2(1), 2(2), or 2(3) of this chapter; and



- 1 (B) that provides coverage for prescription drugs.
- 2 (2) A state educational institution, for a health benefit plan:
- 3 (A) described in section 2(4) of this chapter; and
- 4 (B) that provides coverage for prescription drugs;
- 5 unless the budget agency determines that the state educational
- 6 institution's participation in the program would not result in an
- 7 overall financial benefit to the state educational institution.
- 8 (b) The following may participate in the program:
- 9 (1) A state agency other than the department that:
- 10 (A) purchases prescription drugs; or
- 11 (B) arranges for the payment of the cost of prescription drugs.
- 12 (2) A local unit (as defined in IC 5-10-8-1).
- 13 (3) The Indiana comprehensive health insurance association
- 14 established under IC 27-8-10.
- 15 **(4) A small business.**
- 16 **(5) An Indiana resident who is at least sixty-five (65) years of**
- 17 **age.**
- 18 (c) The state Medicaid program may not participate in the program
- 19 under this chapter.
- 20 SECTION 4. IC 16-47-1-11 IS ADDED TO THE INDIANA CODE
- 21 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 22 1, 2005]: **Sec. 11. The department shall adopt rules under IC 4-22-2**
- 23 **to charge a:**
- 24 **(1) small business under section 5(b)(4) of this chapter; or**
- 25 **(2) resident under section 5(b)(5) of this chapter;**
- 26 **a fee to cover the administrative costs associated with the**
- 27 **participation of a small business or resident in the program.**

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