

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 497, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

1           Page 2, line 29, delete "IC 16-47-1." and insert "**IC 16-47-1, as**  
2           **approved by the budget agency.**".

3           Page 4, line 12, delete "department" and insert "**department, with**  
4           **the approval of the budget agency,**".

5           Page 4, line 20, delete "department" and insert "**budget agency**".

6           Page 4, between lines 22 and 23, begin a new paragraph and insert:  
7           "**(c) The terms and conditions of the program are subject to**  
8           **approval by the budget agency.**".

9           Page 4, between lines 41 and 42, begin a new paragraph and insert:  
10          "**(c) The state Medicaid program may not participate in the**  
11          **program under this chapter.**".

12          Page 5, line 2, delete "The department may adopt rules under  
13          IC 4-22-2 to" and insert "**The program may not include the purchase**  
14          **of prescription drugs obtained from a country other than the**  
15          **United States.**

16          **Sec. 8. (a) Participation in the program by a pharmaceutical**  
17          **manufacturer is voluntary.**

18          **(b) The state may not:**

19               **(1) require prior authorization for a prescription drug in the**

1           state Medicaid program under IC 12-15; or  
 2           (2) otherwise penalize a pharmaceutical manufacturer;  
 3 because the pharmaceutical manufacturer is not participating in  
 4 the program.

5           **Sec. 9. Any information, including prescription drug prices and**  
 6 **discounts, provided to the state under this chapter is confidential**  
 7 **and is exempt from disclosure under IC 5-14-3."**

8           Page 5, delete line 3.

9           Page 5, line 6, delete "state" and insert "**state, with the approval of**  
 10 **the governor,**".

11          Page 5, line 10, delete "residents." and insert "**residents covered**  
 12 **under this chapter.**

13          **Sec. 2. (a) The program described in this chapter may not**  
 14 **include the purchase of prescription drugs obtained from a**  
 15 **country other than the United States.**

16          **(b) The state may not participate in a program described in this**  
 17 **chapter that includes the purchase or reimbursement for**  
 18 **prescription drugs obtained from a country other than the United**  
 19 **States.**

20          **Sec. 3. (a) Participation in the program described in this**  
 21 **chapter by a pharmaceutical manufacturer is voluntary.**

22          **(b) The state may not participate in a program described in this**  
 23 **chapter that:**

24           **(1) requires prior authorization of a prescription drug in the**  
 25 **state Medicaid program under IC 12-15; or**

26           **(2) otherwise penalizes a pharmaceutical manufacturer;**  
 27 **because a pharmaceutical manufacturer does not participate in**  
 28 **the program.**

29          **Sec. 4. Any information, including prescription drug prices and**  
 30 **discounts, provided under this chapter is confidential and is**

1 **exempt from disclosure under IC 5-14-3."**

2 Page 5, line 27, delete "feasibility" and insert "**feasibility, costs, and**

3 **legal parameters"**.

(Reference is to SB 497 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 7, Nays 0.

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**Miller**

**Chairperson**