

IN THE SUPREME COURT OF OHIO

The Ohio Manufacturers' Association, et al.,	:	
	:	
Relators,	:	Case No. _____
	:	
v.	:	Original Action Under Article II,
	:	Section 1g of the Ohio Constitution
Ohioans for Drug Price Relief Act, et al.,	:	
	:	
Respondents.	:	

**APPENDIX 14
TO
CHALLENGE TO INITIATIVE PETITION
UNDER ARTICLE II, SECTION 1g OF THE OHIO CONSTITUTION**

Kurtis A. Tunnell (0038569)
Counsel of Record
Anne Marie Sferra (0030855)
Nelson M. Reid (0068434)
James P. Schuck (0072356)
BRICKER & ECKLER LLP
100 South Third Street
Columbus, Ohio 43215
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ktunnell@bricker.com
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Counsel for Relators

Respectfully submitted,

/s/ Anne Marie Sferra
Kurtis A. Tunnell (0038569)
Counsel of Record
Anne Marie Sferra (0030855)
Nelson M. Reid (0068434)
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was served via personal service on

February 29, 2016 upon:

Hon. Jon Husted
Ohio Secretary of State
180 East Broad Street, 16th Floor
Columbus, Ohio 43215

Hon. Mike DeWine, Esq.
Ohio Attorney General
30 E. Broad Street, 14th Floor
Columbus, Ohio 43215

William S. Booth
1243 Wilson Drive
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main Street
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Drive
Bedford Heights, Ohio 44146

LaTonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

Donald J. McTigue, Esq.
McTigue & Colombo LLC
545 East Town Street
Columbus, Ohio 43215

/s/ Anne Marie Sferra
Anne Marie Sferra (0030855)

EXHIBIT M-2

(Part 2 of the Part-Petitions from the Lucas County Board of Elections)

Number: 000059

County: Lucas

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

3/4

VALID: 5
INVALID: 2
TOTAL: 7 *epj*

TITLE

Ohio Drug Price Relief Act

064553

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

100

8

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature <i>[Signature]</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election
2660 Tully St.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43614</i>	<i>Lucas</i>	<i>9-10-15</i>

9. Signature <i>[Signature]</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election
4405 N HAVEN

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43612</i>	<i>LUCAS</i>	<i>9-10-15</i>

10. Signature <i>[Signature]</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election
3355 E. MANHATTAN

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>TOLLEDO</i>		<i>43611</i>	<i>LUCAS</i>	<i>9-19-15</i>

11. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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12. Signature	Print First Name	Initial
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		Print Last Name			
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23. Signature	Print First Name	Initial
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24. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Wayne Rodgers, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 70 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Wayne Rodgers
(Signed)

2727 Bryan Merwin
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43604
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000060

County: Lucas

7

7

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

VALID: 6
INVALID: 1 AI
TOTAL: 7

Ohio Drug Price Relief Act

SUMMARY

064554

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

7

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature 	Print First Name Jami Soboyko	Print Last Name Soboyko	Initial
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Address on file with the Board of Election 18B Jermain Dr				
City/Village/Township Toledo	Ward/Precinct	Zip Code 43606	County Lucas	Date of Signing 9-3-15

2. Signature 	Print First Name Megan	Print Last Name Valley	Initial
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Address on file with the Board of Election 3850 Albon Rd				
City/Village/Township Toledo Monclova	Ward/Precinct	Zip Code 43542	County Lucas	Date of Signing 9-6-15

3. Signature 	Print First Name Rob	Print Last Name Chapman	Initial
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Address on file with the Board of Election 5679 Monroe St				
City/Village/Township Sylvania	Ward/Precinct	Zip Code 43560	County Lucas	Date of Signing 9-8-15

4. Signature RR Chapman	Print First Name ROBERT R CHAPMAN	Print Last Name CHAPMAN	Initial RR
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Address on file with the Board of Election 5679 MONROE ST UNIT 209				
City/Village/Township SYLVANIA	Ward/Precinct	Zip Code 43560	County LUCAS	Date of Signing 9-8-15

5. Signature 	Print First Name Lisa	Print Last Name Maletich	Initial M
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Address on file with the Board of Election 1061 Heritage Cove				
City/Village/Township Oregon	Ward/Precinct	Zip Code 43616	County Lucas	Date of Signing 9-9-15

6. Signature 	Print First Name Chris	Print Last Name Baldoff	Initial C
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Address on file with the Board of Election 4524 288th St.				
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County LUCAS	Date of Signing 9-14-15

7. Signature 	Print First Name Benjamin	Print Last Name Keilholz	Initial A
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Address on file with the Board of Election 1052 Heritage Cove				
City/Village/Township Oregon	Ward/Precinct	Zip Code 43615	County Lucas	Date of Signing 9-15-15

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Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
21. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Larry Boyce, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 7 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Larry Boyce
(Signed)

1007 Southlamy
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Flint
City, Village or Township

mi 48507
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000061

County: Lucas

8

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 1
 INVALID: 2
 TOTAL: 3

AT

TITLE

Ohio Drug Price Relief Act

064555

2/2

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

8

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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1. Signature 	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township		

2. Signature <i>Terrianna Jackson</i>	Print First Name <i>Terrianna Jackson</i>	Initial <i>T.J</i>
Address on file with the Board of Election <i>667 Dorr Street</i>	Print Last Name <i>Jackson</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43609</i>
	County <i>Lucas</i>	Date of Signing <i>10/20/15</i>

3. Signature <i>Nicole Brock</i>	Print First Name <i>Nicole Brock</i>	Initial <i>NB</i>
Address on file with the Board of Election <i>524 Westhaborview Dr</i>	Print Last Name <i>Brock</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43454</i>
	County <i>Lucas</i>	Date of Signing <i>10/20/15</i>

4. Signature <i>Adetra White Butler</i>	Print First Name <i>ADETRA WHITE BUTLER</i>	Initial <i>AWB</i>
Address on file with the Board of Election <i>902 Belmont</i>	Print Last Name <i>" " "</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43607</i>
	County <i>Lucas</i>	Date of Signing <i>10/20/15</i>

5. Signature <i>Christopher Hughes</i>	Print First Name <i>Christopher</i>	Initial <i>CH</i>
Address on file with the Board of Election <i>1856 Finch</i>	Print Last Name <i>Hughes</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43609</i>
	County <i>Lucas</i>	Date of Signing <i>10/20/15</i>

6. Signature <i>Yvette Byrd</i>	Print First Name <i>Yvette</i>	Initial <i>YB</i>
Address on file with the Board of Election <i>1460 Vance St</i>	Print Last Name <i>Byrd</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43607</i>
	County <i>Lucas</i>	Date of Signing <i>10-20-15</i>

7. Signature <i>Janeta Gooch</i>	Print First Name <i>JANETA</i>	Initial <i>JG</i>
Address on file with the Board of Election <i>1332 Jeunseh St</i>	Print Last Name <i>GOOSBY</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43607</i>
	County <i>Lucas</i>	Date of Signing <i>10-20-15</i>

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8. Signature <i>Leonard Pearson</i>	Print First Name	<i>LEONARD</i>	Initial	<i>LP</i>
	Print Last Name	<i>PEARSON</i>		

Address on file with the Board of Election <i>2124 Hawthorne</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43606</i>	<i>LUCAS</i>	<i>10-20-2015</i>

9. Signature <i>Litisha Easter</i>	Print First Name	<i>Litisha</i>	Initial	<i>ME</i>
	Print Last Name	<i>Easter</i>		

Address on file with the Board of Election <i>1215 Colton St</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43609</i>	<i>LUCAS</i>	<i>10-20-15</i>

10. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
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12. Signature	Print First Name		Initial	
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	Print Last Name			
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	Print Last Name	

Address on file with the Board of Election

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(Handwritten signature and address for entry 20)
 Signature: Andrew White
 Address: 4141 W. ...
 City/Village/Township: ...
 Ward/Precinct: ...
 Zip Code: ...
 County: ...
 Date of Signing: ...

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Section 194.01

(A) Title.

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(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
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- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

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- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
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- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

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This Act shall be liberally construed to effectuate its purpose.

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If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

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If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act (“the Proponents”) have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act’s Proponents shall be entitled to assert their direct and personal stake by defending the Act’s validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney’s fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

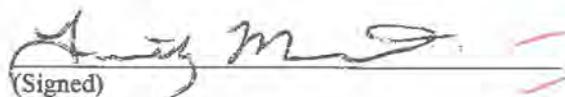
STATEMENT OF CIRCULATOR

I, Timothy Munn, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 9 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.


(Signed)

578 Colima Dr.
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43609
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000063

County: Lucas

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 8
INVALID: 1
TOTAL: 9

TITLE

Ohio Drug Price Relief Act

064557

2/2

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

9

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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6	1. Signature	<i>Dianna Stwartak</i>		Print First Name	<i>Dianna</i>	Initial	<i>LS</i>
				Print Last Name	<i>Stwartak</i>		
	Address on file with the Board of Election						
	<i>3090 Villa Dr</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>		<i>43614</i>	<i>Lucas</i>	<i>10/13/2015</i>		
NRA	2. Signature	<i>Kimberly Riley Brown</i>		Print First Name	<i>Kimberly</i>	Initial	<i>KB</i>
				Print Last Name	<i>Riley Brown</i>		
	Address on file with the Board of Election						
	<i>3074 Garrison Rd</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>		<i>43013</i>	<i>Lucas</i>	<i>10/13/15</i>		
/	3. Signature	<i>Christine Albright</i>		Print First Name	<i>Christine</i>	Initial	<i>MA</i>
				Print Last Name	<i>Albright</i>		
	Address on file with the Board of Election						
	<i>2118 Thornapple Dr.</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>	<i>1</i>	<i>43614</i>	<i>Lucas</i>	<i>10/13/15</i>		
/	4. Signature	<i>Christine Albright</i>		Print First Name	<i>Christine</i>	Initial	<i>MA</i>
				Print Last Name	<i>Albright</i>		
	Address on file with the Board of Election						
	<i>2118 Thornapple</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>	<i>1</i>	<i>43614</i>	<i>Lucas</i>	<i>10/13/15</i>		
/	5. Signature	<i>Da Dawn</i>		Print First Name	<i>Dawn</i>	Initial	<i>DM</i>
				Print Last Name	<i>Harris</i>		
	Address on file with the Board of Election						
	<i>1331 Mound Ave</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>		<i>43014</i>	<i>Lucas</i>	<i>10/13/15</i>		
/	6. Signature	<i>[Redacted]</i>		Print First Name	<i>[Redacted]</i>	Initial	<i>[Redacted]</i>
				Print Last Name	<i>[Redacted]</i>		
	Address on file with the Board of Election						
	<i>[Redacted]</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>[Redacted]</i>		<i>[Redacted]</i>	<i>[Redacted]</i>	<i>[Redacted]</i>		
/	7. Signature	<i>Marcia Gordon</i>		Print First Name	<i>Marcia Gordon</i>	Initial	
				Print Last Name	<i>Gordon</i>		
	Address on file with the Board of Election						
	<i>7915 Glanzman Rd</i>						
	City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
	<i>Toledo</i>		<i>43614</i>	<i>Lucas</i>	<i>10/13/15</i>		

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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6

8. Signature <i>Danuta Z. Brassil</i>	Print First Name <i>Danuta (Danuta)</i>	Initial <i>Z.</i>
Address on file with the Board of Election <i>4349 Maple DR.</i>		
City/Village/Township <i>Morgantown OH</i>	Ward/Precinct	Zip Code <i>43534</i>
County <i>Lucas</i>	Date of Signing <i>10-14-15</i>	

9. Signature <i>Paul W. Wiederhold</i>	Print First Name <i>Paul</i>	Initial <i>PW</i>
Address on file with the Board of Election <i>2930 Daleford Dr.</i>		
City/Village/Township <i>Tledo OH</i>	Ward/Precinct	Zip Code <i>43614</i>
County <i>Lucas</i>	Date of Signing <i>10-14-2015</i>	

10. Signature <i>Dan</i>	Print First Name <i>DAN</i>	Initial <i>L</i>
Address on file with the Board of Election <i>4371 Burman</i>		
City/Village/Township <i>Tledo</i>	Ward/Precinct <i>on</i>	Zip Code <i>43612</i>
County <i>Lucas</i>	Date of Signing <i>10-14-2015</i>	

11. Signature	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

12. Signature	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

13. Signature	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

14. Signature	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Margaret Blair Jones declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 289 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Margaret Blair Jones
(Signed)

3950 Airport Hwy #115
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo, Ohio 43615
City, Village or Township

Ohio 43615
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000064

County: LUCAS

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 9
INVALID: 0
TOTAL: 9

TITLE

Ohio Drug Price Relief Act

064558

41

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

9

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

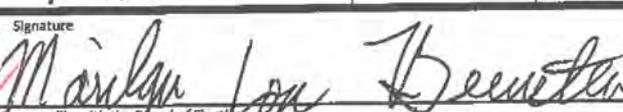
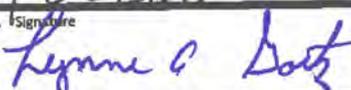
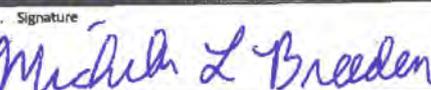
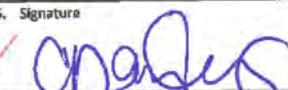
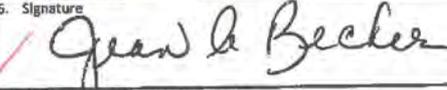
Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year	
(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.) (Voters who reside in municipal corporations should fill in the information called for by headings printed below.)					
Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
1. Signature 					
Print First Name ROBERT Initial J Print Last Name DYBALA					
Address on file with the Board of Election 4426 289th					
City/Village/Township Toledo	Ward/Precinct	Zip Code 0	County LUCAS	Date of Signing 11-3-15	
2. Signature 					
Print First Name MARILYN L. BERNSTEIN Initial M Print Last Name BERNSTEIN					
Address on file with the Board of Election 4640 282nd ST					
City/Village/Township TOLEDO	Ward/Precinct 1L	Zip Code 43611	County LUCAS	Date of Signing 11-3-15	
3. Signature 					
Print First Name LYNNE Initial A Print Last Name GOETZ					
Address on file with the Board of Election 4643 286th					
City/Village/Township TOLEDO	Ward/Precinct 4I	Zip Code 43611	County LUCAS	Date of Signing 11-3-15	
4. Signature 					
Print First Name Michelle Initial L Print Last Name BREEDEN					
Address on file with the Board of Election 4722 291st Street					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County Lucas	Date of Signing 11/3/15	
5. Signature 					
Print First Name Corinne Initial CD Print Last Name Dazley					
Address on file with the Board of Election 4657 290th ST.					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County Lucas	Date of Signing 11/3/15	
6. Signature 					
Print First Name JEAN Initial J Print Last Name BECKER					
Address on file with the Board of Election 2501 Melra Ct					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County LUCAS	Date of Signing 11/3/15	
7. Signature 					
Print First Name DOUG Initial Print Last Name FLETCHER					
Address on file with the Board of Election 2018 Abigail Trail					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County Lucas	Date of Signing 10-3-15	

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature <i>[Signature]</i>	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election <i>6030 White Oak dr</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code
County <i>Lucas</i>	Date of Signing <i>11-3-15</i>	

9. Signature <i>[Signature]</i>	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election <i>6030 WHITE OAK</i>		
City/Village/Township <i>TOLEDO</i>	Ward/Precinct	Zip Code
County <i>LUCAS</i>	Date of Signing <i>11-3-15</i>	

10. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

11. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

12. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

13. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

14. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
County	Date of Signing	

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15. Signature	Print First Name	Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

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Address on file with the Board of Election

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
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Address on file with the Board of Election

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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act (“the Proponents”) have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Harley Straman, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 289 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

(Signed)

[Signature]
9795 W. Cr. 28

(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fostoria

City, Village or Township

OH

State

44830

Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000065

County: Lucas

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 9
 INVALID: 0
 TOTAL: 9 ✓
BF

TITLE

Ohio Drug Price Relief Act

064559

1/1

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

9

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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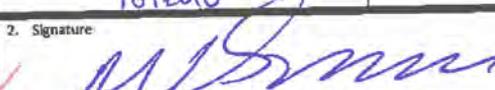
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature 	Print First Name	Tanner	Initial
	Print Last Name	Struve	

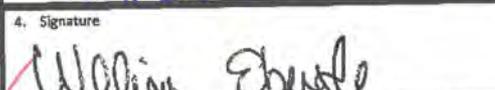
Address on file with the Board of Election 1942 Roselawn Drive				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	Lucas	11/3/15

2. Signature 	Print First Name	ROBERT	Initial
	Print Last Name	SIMMONS	

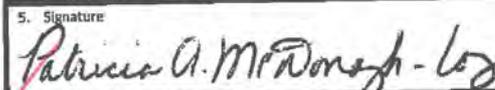
Address on file with the Board of Election 1937 NORTH TOWNE PL				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
TOLEDO		43611	LUCAS	11-3-15

3. Signature 	Print First Name	Shelley	Initial
	Print Last Name	SYROKA	A

Address on file with the Board of Election 4308 288th St				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	LUCAS	11/3/15

4. Signature 	Print First Name	William	Initial
	Print Last Name	Ebersole	

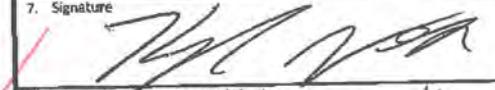
Address on file with the Board of Election 1977 Attendale				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	Lucas	11/3/15

5. Signature 	Print First Name	PATRICIA	Initial
	Print Last Name	MCDONAGH-LORENZ	

Address on file with the Board of Election 4404-283rd				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo, OH	15-WS	43611	Lucas	11/3/15

6. Signature 	Print First Name	Raymond	Initial
	Print Last Name	DYER	L

Address on file with the Board of Election 2721-104th				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
TOLEDO		43611	LUCAS	10-03-15

7. Signature 	Print First Name	Kyle	Initial
	Print Last Name	VONCK	J

Address on file with the Board of Election 4657 290th St				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	Lucas	11-3-15

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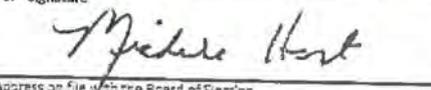
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8. Signature

		Print First Name	Denise Yancey		Initial	DY
		Print Last Name	Yancey			
Address on file with the Board of Election						
2300 Seaman St Apt 87						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Toledo		43005	Lucas	11-3-15		

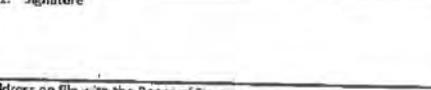
9. Signature

		Print First Name	MICHELE HART		Initial	
		Print Last Name	HART			
Address on file with the Board of Election						
2631 108th Rd						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Toledo		436	Lucas	11-3-15		

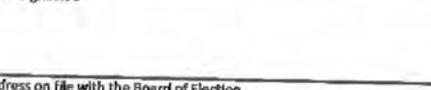
10. Signature

		Print First Name			Initial	
		Print Last Name				
Address on file with the Board of Election						
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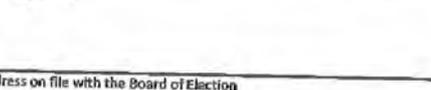
11. Signature

		Print First Name			Initial	
		Print Last Name				
Address on file with the Board of Election						
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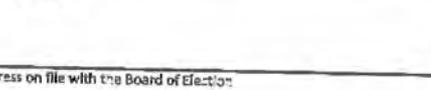
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		Print First Name			Initial	
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Address on file with the Board of Election						
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		Print Last Name				
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	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Halcy Stroman, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 289 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

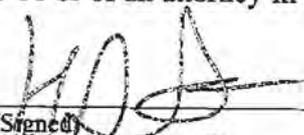
DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

(Signed) 

9795 W. Cr. 28

(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Weston

City, Village or Township

OH

State

44830

Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number:



000066

County:

LUCAS

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 8
 INVALID: 1
 TOTAL: 7
 BF ✓

TITLE

Ohio Drug Price Relief Act

064560

2/2

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature: *Chris Robbins*

Print First Name: CHRIS Initial: C.R.

Print Last Name: ROBBINS

Address on file with the Board of Election: 3821 HOILES AVE.

City/Village/Township: TOLEDO Ward/Precinct: Zip Code: 43612 County: LUCAS Date of Signing: 11/3/2015

2. Signature: *Joe Wilkes*

Print First Name: Joe Initial: A

Print Last Name: WILKES

Address on file with the Board of Election: 1315 Eleventh

City/Village/Township: TOLEDO Ward/Precinct: Zip Code: 43612 County: LUCAS Date of Signing: 11/3/2015

3. Signature: *William Subarwen*

Print First Name: William Initial: W.S.

Print Last Name: Subarwen

Address on file with the Board of Election: 2234 FENNIS BROOK RD

City/Village/Township: Toledo Ward/Precinct: OH Zip Code: 43606 County: Lucas Date of Signing: 11-3-2015

4. Signature: [Redacted]

Print First Name: [Redacted] Initial: [Redacted]

Print Last Name: [Redacted]

Address on file with the Board of Election: [Redacted]

City/Village/Township: Toledo Ward/Precinct: Zip Code: 43615 County: Lucas Date of Signing: 11-3-2015

5. Signature: *Laura Aranda*

Print First Name: Laura Initial: LA

Print Last Name: Aranda

Address on file with the Board of Election: 3715 Watson Ave

City/Village/Township: Toledo Ward/Precinct: Zip Code: 43615 County: Lucas Date of Signing: 11/3/15

6. Signature: *Audrey Peters*

Print First Name: AUDREY Initial: AFP

Print Last Name: PETERS

Address on file with the Board of Election: 4317 Louisa

City/Village/Township: Toledo Ward/Precinct: Zip Code: 43612 County: LUCAS Date of Signing: 11-3-15

7. Signature: *Indya Brown*

Print First Name: Indya Initial: A.

Print Last Name: Brown

Address on file with the Board of Election: 2415 Georgetown Ave upper

City/Village/Township: Toledo Ward/Precinct: Zip Code: 43613 County: Lucas Date of Signing: 11-3-15

NOTICE

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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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MRS

8. Signature <i>Deborah J Crawford</i>		Print First Name <i>Deborah</i>	Initial <i>DE</i>
Address on file with the Board of Election <i>1421 W. Syl Ave #2</i>		Print Last Name <i>Crawford</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43612</i>	County <i>Lucas</i>
		Date of Signing <i>11/3/15</i>	

S

9. Signature <i>Joan L. Newser</i>		Print First Name <i>Joan L.</i>	Initial <i>JLN</i>
Address on file with the Board of Election <i>1327 Rollins Rd</i>		Print Last Name <i>Newser</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43612</i>	County <i>Lucas</i>
		Date of Signing <i>11/3/15</i>	

S

10. Signature <i>Mark E. Newser</i>		Print First Name <i>MARK</i>	Initial <i>MN</i>
Address on file with the Board of Election <i>1327 Rollins Rd</i>		Print Last Name <i>Newser</i>	
City/Village/Township <i>Toledo</i>	Ward/Precinct <i>OH</i>	Zip Code <i>12</i>	County <i>LUCAS</i>
		Date of Signing <i>11-3-2015</i>	

11. Signature		Print First Name	Initial
Address on file with the Board of Election		Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code	County
		Date of Signing	

12. Signature		Print First Name	Initial
Address on file with the Board of Election		Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code	County
		Date of Signing	

13. Signature		Print First Name	Initial
Address on file with the Board of Election		Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code	County
		Date of Signing	

14. Signature		Print First Name	Initial
Address on file with the Board of Election		Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code	County
		Date of Signing	

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(Sign with ink. Your name, residence, and date of signing must be given.)

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
16. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
17. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
18. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
19. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
20. Signetura	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
21. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

Denise Glover STATEMENT OF CIRCULATOR

I, Denise Glover declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of (28) 9 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Denise Glover
(Signed)

1350 Brookview Dr Apt 91
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Flint
City, Village or Township

Ohio
State

48915
Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000067

County: LUCAS

9

INITIATIVE PETITION

2/2

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 8
 INVALID: 1
 TOTAL: 9 ✓
 BF

TITLE

Ohio Drug Price Relief Act

064561

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

9

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

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2. Signature 	County 	City or Village 	Street and Number 	Ward/Precinct 	Month / Day / Year
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2. Signature 	County LUCAS	City or Village Toledo	Street and Number 5330 MARIAT	Ward/Precinct OH	Month / Day / Year 10-11-15
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3. Signature 	County LUCAS	City or Village Toledo	Street and Number 5330 MARIAT	Ward/Precinct OH	Month / Day / Year 10-11-15
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3. Signature 	County LUCAS	City or Village Toledo	Street and Number 5330 MARIAT	Ward/Precinct OH	Month / Day / Year 10-11-15
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4. Signature 	County LUCAS	City or Village Toledo	Street and Number 3252 JEANNETTE	Ward/Precinct OH	Month / Day / Year 10-11-15
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4. Signature 	County LUCAS	City or Village Toledo	Street and Number 3252 JEANNETTE	Ward/Precinct OH	Month / Day / Year 10-11-15
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5. Signature 	County LUCAS	City or Village Toledo	Street and Number 5301 AMSDEN	Ward/Precinct OH	Month / Day / Year 10-11-15
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5. Signature 	County LUCAS	City or Village Toledo	Street and Number 5301 AMSDEN	Ward/Precinct OH	Month / Day / Year 10-11-15
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6. Signature 	County LUCAS	City or Village Toledo	Street and Number 632 ROCKELLE RD	Ward/Precinct OH	Month / Day / Year 10-11-15
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6. Signature 	County LUCAS	City or Village Toledo	Street and Number 632 ROCKELLE RD	Ward/Precinct OH	Month / Day / Year 10-11-15
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7. Signature 	County LUCAS	City or Village Toledo	Street and Number 1642 NOLAN	Ward/Precinct OH	Month / Day / Year 10-11-15
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7. Signature 	County LUCAS	City or Village Toledo	Street and Number 1642 NOLAN	Ward/Precinct OH	Month / Day / Year 10-11-15
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G

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8. Signature <i>John Lupa III</i>	Print First Name	<i>John</i>	Initial	
	Print Last Name	<i>LUPA III</i>		
Address on file with the Board of Election <i>1439 Tool Ave</i>				
City/Village/Township <i>Oregon</i>	Ward/Precinct	Zip Code <i>43616</i>	County <i>LUCAS</i>	Date of Signing <i>10/11/2015</i>

9. Signature <i>David Beck</i>	Print First Name	<i>David</i>	Initial	<i>D</i>
	Print Last Name	<i>Beck</i>		
Address on file with the Board of Election <i>11938 Carol Ave</i>				
City/Village/Township <i>Critica</i>	Ward/Precinct	Zip Code <i>43412</i>	County <i>LUCAS</i>	Date of Signing <i>10/10/15</i>

10. Signature <i>Carol Thabit</i>	Print First Name	<i>Carol</i>	Initial	
	Print Last Name	<i>Thabit</i>		
Address on file with the Board of Election <i>5742 Acres Rd</i>				
City/Village/Township <i>Sylvania</i>	Ward/Precinct	Zip Code <i>43560</i>	County <i>Lucas</i>	Date of Signing <i>10-10-15</i>

11. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

12. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

13. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

14. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
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16. Signature	Print First Name Print Last Name	Initial		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
17. Signature	Print First Name Print Last Name	Initial		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
18. Signature	Print First Name Print Last Name	Initial		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
19. Signature	Print First Name Print Last Name	Initial		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
20. Signature	Print First Name Print Last Name	Initial		
Address on file with the Board of Election				
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23. Signature	Print First Name	Initial
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24. Signature	Print First Name	Initial
	Print Last Name	

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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, DAIE IRWIN, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 109 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

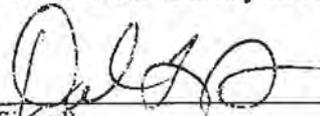
DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.


(Signed)
605 N. Saginaw St. # 2A
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route
Flint
City, Village or Township
MI 48502
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000068

County: Lucas

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

VALID: 7
INVALID: 2
TOTAL: 9
DV

TITLE

Ohio Drug Price Relief Act

SUMMARY

064562

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
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MIKE DeWINE
Ohio Attorney General
August 3, 2015

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Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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1. Signature ✓ <i>Madelina Bengela</i>	Print First Name <i>Madelina</i>	Initial
	Print Last Name <i>Bengela</i>	
Address on file with the Board of Election <i>110 Ottawa St Apt 5C</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43604</i>
County <i>LUCAS</i>	Date of Signing <i>10-6-15</i>	
2. Signature ✓ <i>Alexandra AS</i>	Print First Name <i>Alexandria</i>	Initial <i>AS</i>
	Print Last Name <i>Scheerer</i>	
Address on file with the Board of Election <i>272 W. Woodside Terrace</i>		
City/Village/Township <i>Holland</i>	Ward/Precinct	Zip Code <i>43528</i>
County <i>LUCAS</i>	Date of Signing <i>10-6-15</i>	
3. Signature ✓ <i>Katherine Jesse</i>	Print First Name <i>Katherine</i>	Initial
	Print Last Name <i>Jesse</i>	
Address on file with the Board of Election <i>2727 Algonquin Pkwy</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43606</i>
County <i>LUCAS</i>	Date of Signing <i>10-6-15</i>	
4. Signature ✓ <i>Jesse</i>	Print First Name <i>Jesse</i>	Initial
	Print Last Name <i>Jesse</i>	
Address on file with the Board of Election <i>2727 Algonquin Pkwy</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43606</i>
County <i>LUCAS</i>	Date of Signing <i>6 Oct 2015</i>	
5. Signature ✓ <i>Derik Jacobson</i>	Print First Name <i>Derik</i>	Initial <i>A</i>
	Print Last Name <i>Jacobson</i>	
Address on file with the Board of Election <i>414 East Dudley</i>		
City/Village/Township <i>Maumee</i>	Ward/Precinct	Zip Code <i>43537</i>
County <i>LUCAS</i>	Date of Signing <i>10/6/15</i>	
6. Signature ✓ <i>Milla Nelson</i>	Print First Name <i>Milla</i>	Initial
	Print Last Name <i>Nelson</i>	
Address on file with the Board of Election <i>1856 East Glen St</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43613</i>
County <i>LUCAS</i>	Date of Signing <i>10/6/15</i>	
7. Signature ✓ <i>Emma Seforo</i>	Print First Name <i>Emma</i>	Initial
	Print Last Name <i>Seforo</i>	
Address on file with the Board of Election <i>907 W. Broadway</i>		
City/Village/Township <i>Maumee</i>	Ward/Precinct	Zip Code <i>43537</i>
County <i>LUCAS</i>	Date of Signing <i>10/6/15</i>	

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8. Signature <i>Erika Miller</i>	Print First Name <i>Erika</i>	Initial	Print Last Name <i>Miller</i>
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Address on file with the Board of Election <i>8955 Sylvanica Avenue</i>				
City/Village/Township <i>Sylvanica</i>	Ward/Precinct	Zip Code <i>43560</i>	County <i>Lucas</i>	Date of Signing <i>10/6/15</i>

9. Signature <i>[Signature]</i>	Print First Name <i>Brian</i>	Initial	Print Last Name <i>Conroy</i>
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Address on file with the Board of Election <i>3414 Noddie Way</i>				
City/Village/Township <i>Maumee</i>	Ward/Precinct <i>6</i>	Zip Code <i>43537</i>	County <i>Lucas</i>	Date of Signing <i>10/6/15</i>

10. Signature	Print First Name	Initial	Print Last Name
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Address on file with the Board of Election				
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Address on file with the Board of Election				
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NRA

✓

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)
(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
16. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
17. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
18. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
19. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
20. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
21. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing

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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, David Carter, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of (9) electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signed)

11407 N. Lake Dr
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fenton
City, Village or Township

MI 48530
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000069

County: Lucas

9

9

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

2/2

TITLE

Ohio Drug Price Relief Act

064563

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 4
 VALID: 3
 TOTAL: 7 ✓
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9

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

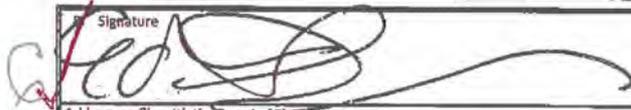
(Sign with Ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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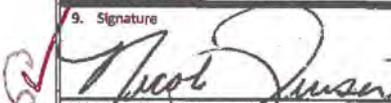
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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Signature 	Print First Name Eden	Initial ES
Print Last Name Scheurer		

Address on file with the Board of Election
 3997 W. Bancroft

City/Village/Township Ottawa Hills	Ward/Precinct	Zip Code 43606	County Lucas	Date of Signing 9-24-15
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Signature 	Print First Name Nicole	Initial NL
Print Last Name LINSER		

Address on file with the Board of Election
 6930 MURNEN RD

City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43623	County LUCAS	Date of Signing 9-24-15
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Print Last Name		

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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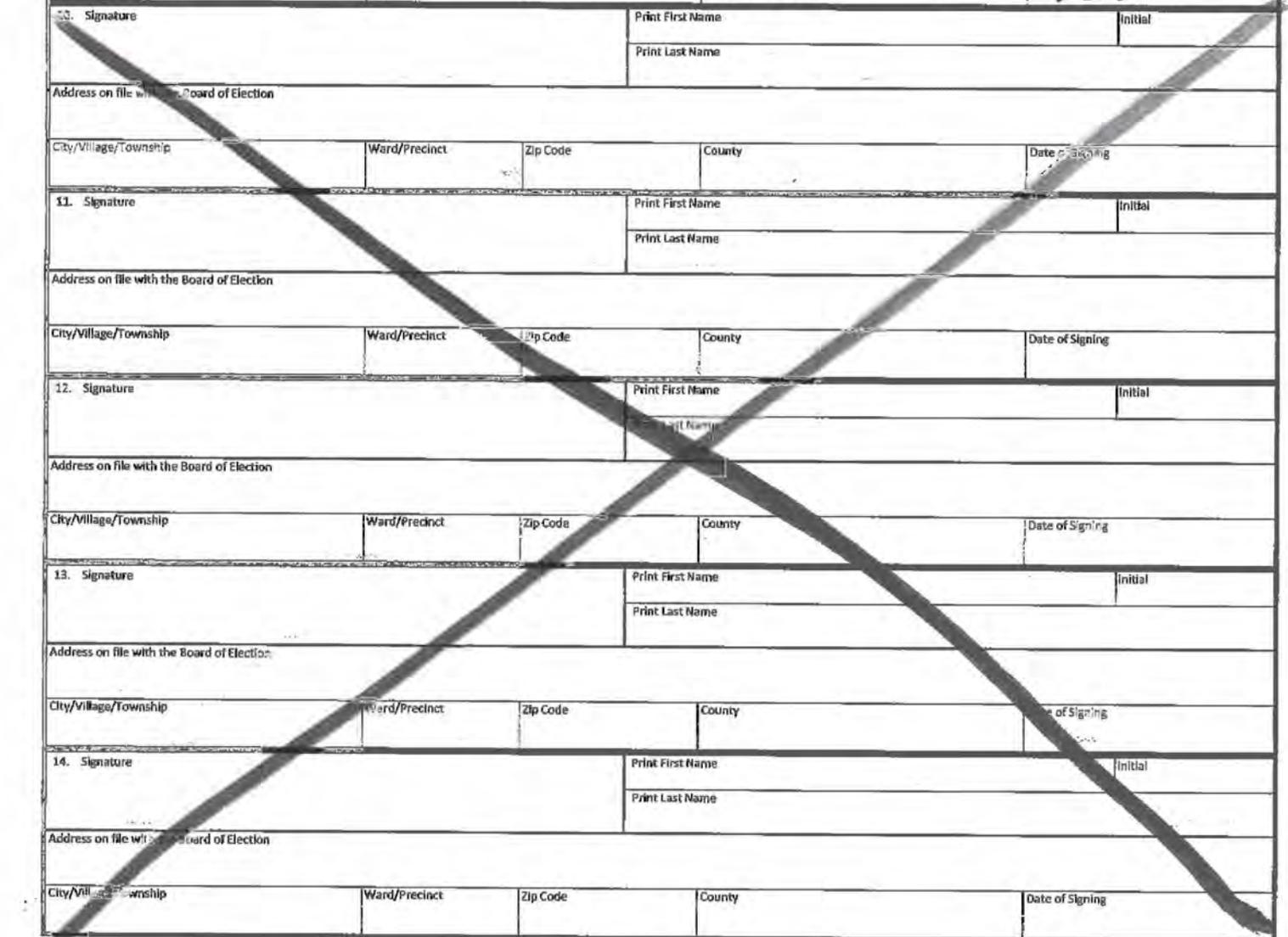
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Address on file with the Board of Election

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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, David Carter, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of _____ electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

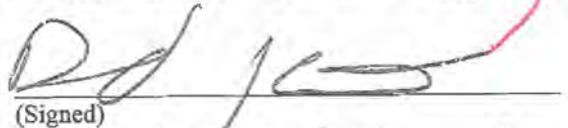
DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.


(Signed)

11407 N. Lake Dr
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fenton
City, Village or Township

MI 48430
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000070

County: Lucas

INITIATIVE PETITION

(9) 1/2

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064564

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 1
 VALID: 8
 TOTAL: 9 ✓ AT

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature: *Jayde Taylor*
 Print First Name: Jayde
 Print Last Name: Taylor
 Initial: JT

Address on file with the Board of Election: 605 Moran Ave

City/Village/Township: Toledo, OH	Ward/Precinct:	Zip Code: 43607	County: Lucas	Date of Signing: 9/23/2015
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2. Signature: *Jacob Tanner*
 Print First Name: Jacob
 Print Last Name: Tanner
 Initial: JT

Address on file with the Board of Election: 525 McIntyre

City/Village/Township: Maumee	Ward/Precinct:	Zip Code: 43537	County: Lucas	Date of Signing: 9/23/15
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3. Signature: *Jeremy Shurt*
 Print First Name: Jeremy
 Print Last Name: Shurt
 Initial:

Address on file with the Board of Election: 4606 RAWLER CT

City/Village/Township: SYLVANIA	Ward/Precinct:	Zip Code: 43560	County: LUCAS	Date of Signing: 9/23/15
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4. Signature: *Emma Genson*
 Print First Name: Emma
 Print Last Name: Genson
 Initial:

Address on file with the Board of Election: 5919 Donnelly Road

City/Village/Township: Toledo	Ward/Precinct:	Zip Code: 43623	County: Lucas	Date of Signing: 9/23/15
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5. Signature: *John Stewart*
 Print First Name: John
 Print Last Name: Stewart
 Initial:

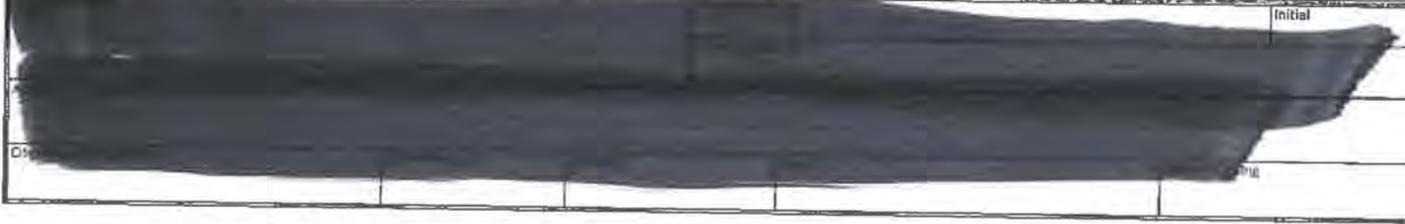
Address on file with the Board of Election: 607 River Road

City/Village/Township: Maumee	Ward/Precinct: Lucas	Zip Code: 43557	County: Lucas	Date of Signing: 23/9/15
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6. Signature: *Morgan Steck*
 Print First Name: Morgan
 Print Last Name: Steck
 Initial: ms

Address on file with the Board of Election: 2943 117th St.

City/Village/Township: Toledo	Ward/Precinct:	Zip Code: 43611	County: Lucas	Date of Signing: 23/9/15
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B. Signature <i>[Signature]</i>	Print First Name	Hunter	Initial	M
	Print Last Name	Walden		

Address on file with the Board of Election
4813 Weldwood Ln.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Sylvania		43560	Lucas	9/23/15

B. Signature <i>[Signature]</i>	Print First Name	Sherman	Initial	L
	Print Last Name	Hutchins		

Address on file with the Board of Election
2635 Broadway St. Apt. 6

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	2/25/15

B. Signature <i>[Signature]</i>	Print First Name	Austin	Initial	J
	Print Last Name	Serna		

Address on file with the Board of Election
3214 Waldmar Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo	SYLVANIA	43615	Lucas	09/29/15

Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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B. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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B. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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B. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
16. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
17. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
18. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
19. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
20. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
21. Signature	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, David Carter, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 109 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.



(Signed)

11407 W. Lake Dr

(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fenton

City, Village or Township

MI

State

4843

Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000071

County: Lucas

10

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

2/2
064565

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2
 VALID: 8 AT
 TOTAL: 10 ✓

10

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

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Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>AK. J</i>	Print First Name STEVEN	Initial R
Address on file with the Board of Election 1033 CRIBB ST		
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43612
County LUCAS	Date of Signing 10/18/2015	
2. Signature <i>Sam Sneed</i>	Print First Name SAM	Initial
Address on file with the Board of Election 1961 SHANNONDAH		
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43615
County LUCAS	Date of Signing 10-18-2015	
3. Signature <i>William De He</i>	Print First Name WILLIAM	Initial
Address on file with the Board of Election 326 LANGDON		
City/Village/Township TOLEDO	Ward/Precinct 614	Zip Code 43604
County LUCAS	Date of Signing 10-20-15	
4. Signature <i>Richard L. Siebert</i>	Print First Name RICHARD L. SIEBERT	Initial L
Address on file with the Board of Election 722 N HURON ST APT 327		
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43613
County LUCAS	Date of Signing 10-20-15	
5. Signature <i>Robert Danti</i>	Print First Name ROBERT	Initial
Address on file with the Board of Election 914 LOREST ST.		
City/Village/Township TOLEDO	Ward/Precinct 2F	Zip Code 43604
County LUCAS	Date of Signing 10/20/15	
6. Signature <i>Dennis Bush</i>	Print First Name DENNIS	Initial DB
Address on file with the Board of Election 917 DECAUNDAH		
City/Village/Township TOLEDO, OH	Ward/Precinct	Zip Code 43607
County LUCAS	Date of Signing 10/20/15	
7. Signature <i>Grady Swenick</i>	Print First Name GRADY SWENICK	Initial
Address on file with the Board of Election 1630 OTTAWA DRIVE		
City/Village/Township TOLEDO	Ward/Precinct 010	Zip Code 43606
County LUCAS	Date of Signing 10-20-15	

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8. Signature	Print First Name	Initial
<i>Melvin Cornelious</i>	<i>Melvin</i>	
	Print Last Name	
	<i>Cornelious</i>	

Address on file with the Board of Election					
<i>723 City Park</i>					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
<i>Delaware</i>		<i>43601</i>	<i>Lucas</i>	<i>10-20-15</i>	

9. Signature	Print First Name	Initial
<i>[Redacted]</i>	<i>[Redacted]</i>	
	Print Last Name	
	<i>[Redacted]</i>	

Address on file with the Board of Election					
<i>[Redacted]</i>					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
<i>[Redacted]</i>		<i>[Redacted]</i>	<i>LUCAS</i>	<i>10/20/2015</i>	

10. Signature	Print First Name	Initial
<i>Trina Turner</i>	<i>TRINA</i>	
	Print Last Name	
	<i>TURNER</i>	

Address on file with the Board of Election					
<i>32 E Park St</i>					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
<i>Delaware</i>		<i>43606</i>	<i>LUCAS</i>	<i>10/20/2015</i>	

11. Signature	Print First Name	Initial
<i>Melinda Tidwell</i>	<i>Melinda</i>	
	Print Last Name	
	<i>Tidwell</i>	

Address on file with the Board of Election					
<i>1500 Lincoln Ave, Toledo Ohio 43607</i>					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
<i>Lucas</i>		<i>43607</i>	<i>Lucas</i>	<i>10-20-15</i>	

12. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

13. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

14. Signature	Print First Name	Initial
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Address on file with the Board of Election					
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Halley Shoman, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2810 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns Inc
3549 Dort Hwy Flint MI 48507
(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signed)
9795 W.Cr. 28
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route
Touhon
City, Village or Township
MI 44830
State Zip Code

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

Number: 000072

County: Lucas

10

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

1/2
064566

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2
 VALID: 8 DJ
 TOTAL: 10 ✓

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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1. Signature <i>Robert McCullough</i>	Print First Name <i>Robert</i>	Print Last Name <i>McCullough</i>	Initial <i>RS</i>
Address on file with the Board of Election <i>2239 Upton #2</i>			
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43606</i>	County <i>Lucas</i>
			Date of Signing <i>10/14/15</i>
2. Signature <i>Sam Youngwell</i>	Print First Name <i>Sam</i>	Print Last Name <i>Youngwell</i>	Initial <i>B</i>
Address on file with the Board of Election <i>2239 Upton #2</i>			
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43606</i>	County <i>Lucas</i>
			Date of Signing <i>10-14-15</i>
3. Signature <i>Tom Sneed</i>	Print First Name <i>Tom</i>	Print Last Name <i>SNEED</i>	Initial <i>TS</i>
Address on file with the Board of Election <i>2125 Parkwood Toledo Ohio</i>			
City/Village/Township <i>Toledo Ohio</i>	Ward/Precinct	Zip Code <i>43620</i>	County <i>LUCAS</i>
			Date of Signing <i>10/14/15</i>
4. Signature <i>David McGee</i>	Print First Name <i>DAVID</i>	Print Last Name <i>McGee</i>	Initial
Address on file with the Board of Election <i>1436 Macomber Toledo</i>			
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>Lucas</i>
			Date of Signing <i>10/14/15</i>
5. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
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Address on file with the Board of Election			
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8. Signature <i>[Handwritten Signature]</i>	Print First Name <i>April</i>		Initial	
	Print Last Name <i>White</i>			
Address on file with the Board of Election <i>1705 Fairfax</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43613</i>	County <i>LUCAS</i>	Date of Signing <i>10-14-15</i>
9. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Anna</i>		Initial <i>M</i>	
	Print Last Name <i>Greenlee</i>			
Address on file with the Board of Election <i>2030 Ashland</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct <i>0</i>	Zip Code <i>43620</i>	County <i>LUCAS</i>	Date of Signing <i>10-14-15</i>
10. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Jacquelyn</i>		Initial	
	Print Last Name <i>Dumas</i>			
Address on file with the Board of Election <i>1131 Pine Brook Pkwy Apt #101</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct <i>Locust</i>	Zip Code <i>43615</i>	County <i>LUCAS</i>	Date of Signing <i>10-14-15</i>
11. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Suzanne</i>		Initial <i>A</i>	
	Print Last Name <i>Williams</i>			
Address on file with the Board of Election <i>5440 Dawn St wpt 621</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43615</i>	County <i>LUCAS</i>	Date of Signing <i>10-14-15</i>
12. <i>[Redacted Signature and Information]</i>				
13. Signature <i>[Handwritten Signature]</i>				
Print First Name <i>Shannon</i>		Initial <i>SWP</i>		
Print Last Name <i>Sumpter</i>				
Address on file with the Board of Election <i>2237 Genesee St</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>LUCAS</i>	Date of Signing <i>10-14-15</i>
14. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Keith</i>		Initial	
	Print Last Name <i>Leonard</i>			
Address on file with the Board of Election <i>801 Woodstake</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43607</i>	County <i>LUCAS</i>	Date of Signing <i>10/14/15</i>

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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Ashley Daly, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1410 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.

3549 Dort Hwy

Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Ashley Daly
(Signed)

5020 Ford St
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Swartz Creek
City, Village or Township

Mi
State

48473
Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000073

County: Lucas

10

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064567

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 1
 VALID: 9
 TOTAL: 10 ✓

10

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Brian Moynihan</i>	Print First Name	Brian Moynihan	Initial	D
	Print Last Name	Moynihan		

Address on file with the Board of Election:
2639 E. Dawber Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Ottawa Hills		43615	Lucas	10/10/2015

2. Signature <i>Anthony Vicroy</i>	Print First Name	Anthony	Initial	A
	Print Last Name	Vicroy		

Address on file with the Board of Election:
2729 Eastwalk

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Oregon		43216	Lucas	10-10-15

3. Signature <i>Brittany Dubbert</i>	Print First Name	Brittany	Initial	
	Print Last Name	Dubbert		

Address on file with the Board of Election:
3524 Waterville Swanton Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Swanton		43558	Lucas	10-10-2015

4. Signature <i>Craig Longacre</i>	Print First Name	CRAIG	Initial	C
	Print Last Name	Longacre		

Address on file with the Board of Election:
3951 Berkeley

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43612	LUCAS	10-11-15

5. Signature <i>Glenna Caris</i>	Print First Name	Glenna	Initial	
	Print Last Name	Caris		

Address on file with the Board of Election:
1512 Sunshine St.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Oregon		43216	Lucas	10-11-15

6. Signature <i>Denise M. Caris</i>	Print First Name	Denise	Initial	
	Print Last Name	CARIS		

Address on file with the Board of Election:
1443 Remington St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	10-11-15

7. Signature <i>Jerry Caris</i>	Print First Name	Terry	Initial	
	Print Last Name	Caris		

Address on file with the Board of Election:
1443 Remington

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	10-11-15

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8. Signature <i>Katherine Schroeder</i>	Print First Name	<i>Katherine</i>	Initial	<i>E</i>
	Print Last Name	<i>Schroeder</i>		

Address on file with the Board of Election <i>207 W. Crosspath Rd.</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Holland</i>		<i>43528</i>	<i>Lucas</i>	<i>10/11/2015</i>

9. Signature <i>Elizabeth Burling</i>	Print First Name	<i>Elizabeth</i>	Initial	<i>B</i>
	Print Last Name	<i>Burling</i>		

Address on file with the Board of Election <i>1429 Bethany Ave.</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Oregon</i>		<i>43666</i>	<i>Lucas</i>	<i>10/11/15</i>

10. Signature <i>David Howard</i>	Print First Name	<i>DAVID</i>	Initial	
	Print Last Name	<i>HOWARD</i>		

Address on file with the Board of Election <i>1125 ANSONIA ST</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>OREGON</i>		<i>43616</i>	<i>LUCAS</i>	<i>10/11/15</i>

11. Signature	Print First Name		Initial	
	Print Last Name			

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

12. Signature	Print First Name		Initial	
	Print Last Name			

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

13. Signature	Print First Name		Initial	
	Print Last Name			

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

14. Signature	Print First Name		Initial	
	Print Last Name			

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

Number:

[Redacted]

County:

Lucas

10✓

000074

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064568

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 4
 VALID: 6
 TOTAL: 10 ✓
 DJ

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
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NRA

8. Signature <i>Dannell Russell</i>	Print First Name <i>Dannell</i>	Initial <i>DR</i>
	Print Last Name <i>Russell</i>	

Address on file with the Board of Election
1114 Vernal

City/Village/Township <i>Toledo, OH</i>	Ward/Precinct <i>---</i>	Zip Code <i>43609</i>	County <i>Lucas</i>	Date of Signing <i>9-30-15</i>
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NRA

9. Signature <i>Joe Garcia</i>	Print First Name <i>Joe Garcia</i>	Initial <i>JG</i>
	Print Last Name <i>Garcia</i>	

Address on file with the Board of Election
1519 East Broadway

City/Village/Township <i>Toledo</i>	Ward/Precinct <i>---</i>	Zip Code <i>43605</i>	County <i>Lucas</i>	Date of Signing <i>9-30-15</i>
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NRA

10. Signature <i>Timothy Wiertel</i>	Print First Name <i>Timothy Wiertel</i>	Initial <i>TW</i>
	Print Last Name <i>Wiertel</i>	

Address on file with the Board of Election
1327 Mott Ave

City/Village/Township <i>Toledo</i>	Ward/Precinct <i>OH</i>	Zip Code <i>43605</i>	County <i>LUCAS</i>	Date of Signing <i>9-30-15</i>
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NRA

11. Signature <i>Lucy Aumos</i>	Print First Name <i>Lucy</i>	Initial <i>LA</i>
	Print Last Name <i>Aumos</i>	

Address on file with the Board of Election
315 Greenwood

City/Village/Township <i>Toledo</i>	Ward/Precinct <i>---</i>	Zip Code <i>43105</i>	County <i>Lucas</i>	Date of Signing <i>9-30-15</i>
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12. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing <i>9-30-15</i>
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13. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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14. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act (“the Proponents”) have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act’s Proponents shall be entitled to assert their direct and personal stake by defending the Act’s validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney’s fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Angie Spears, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1510 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Angie Spears
(Signed)

18 City Park Ave
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo, OH
City, Village or Township

Ohio 43609 #41
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

100
Number: 000075

County: Lucas 10

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly. 2/3

TITLE

Ohio Drug Price Relief Act

064569

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 4
VALID: 16
TOTAL: 20

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)
 (Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Wanda R. Smith</i>	Print First Name	Wanda	Initial	R
	Print Last Name	Smith		
Address on file with the Board of Election 1720 Joffre Avenue				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43607	Lucas	09/24/15
2. Signature	Print First Name		Initial	R.G.
[Redacted]				
Address				
[Redacted]				
City/Village/Township				
[Redacted]				
3. Signature <i>Gerald C. Lee</i>	Print First Name	Gerald	Initial	C
	Print Last Name	Lee		
Address on file with the Board of Election 1016 S.T. John AV				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43608	Lucas	9-24-15
4. Signature	Print First Name		Initial	
[Redacted]				
Address				
[Redacted]				
City/Village/Township				
[Redacted]				
5. Signature <i>Shannica Foster</i>	Print First Name	Shannica	Initial	F
	Print Last Name	Foster		
Address on file with the Board of Election 331 Cyril				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	9/24/15
6. Signature <i>Roginald Foster</i>	Print First Name	Roginald	Initial	F
	Print Last Name	Foster		
Address on file with the Board of Election 525 Austin				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43608	Lucas	9/24/15
7. Signature	Print First Name		Initial	
[Redacted]				
Address				
[Redacted]				
City/Village/Township				
[Redacted]				

BL

BL

NRA

LE

BL

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature: *[Handwritten Signature]*
 Print First Name: *Tina*
 Print Last Name: *Williams*
 Initial: *ML*
 Address on file with the Board of Election: *901 Clay Ave*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43608* County: *Lucas* Date of Signing: *9-24-15*

9. Signature: *[Handwritten Signature]*
 Print First Name: *Bradley*
 Print Last Name: *Lewis*
 Initial: *J*
 Address on file with the Board of Election: *2033 ontario*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43611* County: *Lucas* Date of Signing: *9-24-15*

10. Signature: *[Handwritten Signature]*
 Print First Name: *Jamarr*
 Print Last Name: *Golloway*
 Initial: _____
 Address on file with the Board of Election: *153 Palmwood*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43609* County: *Lucas* Date of Signing: *9/24/15*

11. Signature: *[Handwritten Signature]*
 Print First Name: *Dewitt*
 Print Last Name: *Woodson*
 Initial: *DW*
 Address on file with the Board of Election: *7320 St. John*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43605* County: *Lucas* Date of Signing: *9/24/15*

12. Signature: *[Handwritten Signature]*
 Print First Name: *Donell*
 Print Last Name: *Woodard*
 Initial: *D*
 Address on file with the Board of Election: *721 Ashwood*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43608* County: *Lucas* Date of Signing: *9/24/15*

13. Signature: *[Handwritten Signature]*
 Print First Name: *Erika*
 Print Last Name: *Stupfelt*
 Initial: *M*
 Address on file with the Board of Election: *5084 Norwich Rd. Apt 2B*
 City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43615* County: *Lucas* Date of Signing: *9/24/15*

14. Signature: _____
 Print First Name: _____
 Print Last Name: _____
 Initial: _____
 Address on file with the Board of Election: _____
 City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

NR NRA NR

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

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	Print Last Name	

Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

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Address on file with the Board of Election					
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22. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing
23. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing
24. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing
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Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
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Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
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			Date of Signing
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Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Patricia Williams, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 13/10 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Patricia Williams
(Signed)

382 Dennis Ct
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

OHIO
State

43604
Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000078

County: Lucas

10

102

INITIATIVE PETITION

2/4

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064570

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2
 VALID: 8
 TOTAL: 10

DJ

10

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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**MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS
(Sign with ink. Your name, residence, and date of signing must be given.)**

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

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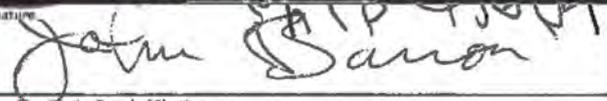
Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
-----------	--------	-----------------	-------------------	---------------	--------------------

1. Signature 	Print First Name Edwina	Initial
	Print Last Name Hardwert	

Address on file with the Board of Election
4155 Nebraska

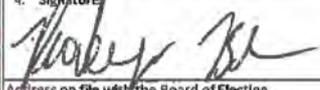
City/Village/Township Toledo	Ward/Precinct	Zip Code 43607	County Lucas	Date of Signing 9/12/15
---------------------------------	---------------	-------------------	-----------------	----------------------------

2. Signature 	Print First Name	Initial

3. Signature 	Print First Name John	Initial JB
	Print Last Name BARRON	

Address on file with the Board of Election
507 MAIN ST

City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 9-12-2015
---------------------------------	---------------	-------------------	-----------------	------------------------------

4. Signature 	Print First Name Katelyn Baldwin	Initial KB
	Print Last Name Baldwin	

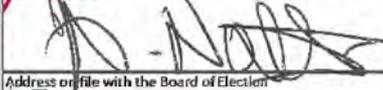
Address on file with the Board of Election
613 Oswald St

City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 9/14/15
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5. Signature 	Print First Name Alana L. Wormely	Initial L
	Print Last Name Wormely	

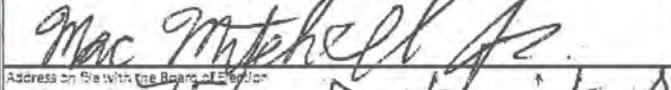
Address on file with the Board of Election
3523 Upton

City/Village/Township Toledo	Ward/Precinct	Zip Code 43613	County Lucas	Date of Signing 9/15/15
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6. Signature 	Print First Name Alexandra	Initial A-N
	Print Last Name Nails	

Address on file with the Board of Election
3826 Leybourn

City/Village/Township Toledo	Ward/Precinct	Zip Code 43612	County Lucas	Date of Signing 9-15-15
---------------------------------	---------------	-------------------	-----------------	----------------------------

7. Signature 	Print First Name Mac	Initial
	Print Last Name Mitchell Jr	

Address on file with the Board of Election
2475 N Detroit Ave

City/Village/Township Toledo	Ward/Precinct	Zip Code 43620	County Lucas	Date of Signing 9-15-15
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LA
 BL
 NRA

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Date of Signing		
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9. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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10. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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11. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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12. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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13. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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14. Signature					Initial
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Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature	Print First Name		Initial	
<i>Shantay Harris</i>	<i>Shantay</i>		<i>SH</i>	
Address on file with the Board of Election		Print Last Name		
<i>3251 Maplewood</i>		<i>HARRIS</i>		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>	<i>0140</i>	<i>43610</i>	<i>Lucas</i>	<i>9-18-15</i>

16. Signature	Print First Name		Initial	
<i>[Signature]</i>	<i>Nahia</i>		<i>MM</i>	
Address on file with the Board of Election		Print Last Name		
<i>1302 Verdota St.</i>		<i>Milner</i>		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>	<i>Ohio</i>	<i>43605</i>	<i>Lucas</i>	<i>9-18-15</i>

17. Signature	Print First Name		Initial	
<i>[Signature]</i>	<i>James Szymanski II</i>		<i>MS</i>	
Address on file with the Board of Election		Print Last Name		
<i>4925 Raymond Rd.</i>		<i>Szymanski II</i>		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>	<i>CL</i>	<i>43613</i>	<i>Lucas</i>	<i>9-18-15</i>

18. Signature	Print First Name		Initial	
<i>[Signature]</i>	<i>James</i>			
Address on file with the Board of Election		Print Last Name		
<i>4925 Raymond Rd.</i>		<i>Szymanski</i>		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43613</i>	<i>Lucas</i>	<i>9-19-15</i>

19. Signature	Print First Name		Initial	
<i>[Signature]</i>				
Address on file with the Board of Election		Print Last Name		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

20. Signature	Print First Name		Initial	
<i>[Signature]</i>				
Address on file with the Board of Election		Print Last Name		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

21. Signature	Print First Name		Initial	
<i>[Signature]</i>				
Address on file with the Board of Election		Print Last Name		

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Wayne Rodgers, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2210 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Wayne Rodgers
(Signed)

2727 Bryn Mawr
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43604
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000077

County: LUCAS

100

000077

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064571

1/2

SUMMARY

10

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

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- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2

VALID: 8

TOTAL: 10

18

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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KIR

KIR

1. Signature	Print First Name	Basma	Initial	BA
<i>Basma Allen</i>	Print Last Name	Allen		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43901	Lucas	9-10-15

2. Signature	Print First Name	Mario B	Initial	
<i>Mari Walker</i>	Print Last Name	Walker		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43613	Lucas	9/10/15

3. Signature	Print First Name	Natalie	Initial	N
<i>Natalie James</i>	Print Last Name	James		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	Lucas	9/10/15

4. Signature	Print First Name	Basma	Initial	BA
<i>Basma Walker</i>	Print Last Name	Walker		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43601	Lucas	9/10/15

5. Signature	Print First Name	Curtis	Initial	C
<i>Curtis Miller</i>	Print Last Name	Miller		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43610	Lucas	9/10/15

6. Signature	Print First Name	Patrick	Initial	P
<i>Patrick Burton</i>	Print Last Name	Burton		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	9-10-15

7. Signature	Print First Name	Curtis	Initial	CW
<i>Curtis Wyrebaugh</i>	Print Last Name	Wyrebaugh		

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	9-10-15

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8. Signature

Bobbi Paulson

Print First Name: *Bobbi* Initial: *L*
Print Last Name: *Paulson*

Address on file with the Board of Election: *710 Oak St.*

City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43605* County: *Lucas* Date of Signing: *9-11-15*

9. Signature

Monique Edwards

Print First Name: *Monique* Initial: _____
Print Last Name: *Edwards*

Address on file with the Board of Election: *1017 5th St*

City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43605* County: *Lucas* Date of Signing: *9-21-15*

10. Signature

[Redacted]

Print First Name: _____ Initial: *P*
Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

11. Signature

Kristie Bryant

Print First Name: *Kristie* Initial: *N*
Print Last Name: *Bryant*

Address on file with the Board of Election: *3317 N Erie*

City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43611* County: *Lucas* Date of Signing: *9-14-15*

12. Signature

[Redacted]

Print First Name: _____ Initial: _____
Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

13. Signature

[Redacted]

Print First Name: _____ Initial: _____
Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

14. Signature

[Redacted]

Print First Name: _____ Initial: _____
Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
23. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
24. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
25. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
26. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
27. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
28. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Michelle Smith, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 11/10 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Michelle Smith
(Signed)

702 North Erie Apt 513
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43604
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number



County:

Lucas

11

000079

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064573

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 5

VALID: 6

TOTAL: 11

DJ

124

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

LUCAS

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Walter G. Neuteufel</i>	Print First Name <i>Walter</i>	Print Last Name <i>NEUTEUFEL</i>	Initial <i>WG</i>
	Address on file with the Board of Election <i>309 Craig Street</i>		
City/Village/Township <i>Toledo Ohio</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>LUCAS</i>
Date of Signing <i>10-1-2015</i>			
2. Signature <i>Donald Carey Sr.</i>	Print First Name <i>Donald</i>	Print Last Name <i>Carey Sr.</i>	Initial <i>DC</i>
	Address on file with the Board of Election <i>506 Morrison Dr.</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>LUCAS</i>
Date of Signing <i>10-1-2015</i>			
3. Signature <i>Kelly Goodliue</i>	Print First Name <i>Kelly</i>	Print Last Name <i>Goodliue</i>	Initial <i>KG</i>
	Address on file with the Board of Election <i>732 Nevada St.</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>LUCAS</i>
Date of Signing <i>10-1-2015</i>			
4. Signature <i>Joseph Brown Jr.</i>	Print First Name <i>Joseph</i>	Print Last Name <i>Brown Jr.</i>	Initial <i>JB</i>
	Address on file with the Board of Election <i>2241 Brown Rd</i>		
City/Village/Township <i>oregon</i>	Ward/Precinct	Zip Code <i>ohio</i>	County <i>LUCAS</i>
Date of Signing <i>4-3-12</i>			
5. Signature <i>Amanda Diney</i>	Print First Name <i>Amanda</i>	Print Last Name <i>Diney</i>	Initial <i>AS</i>
	Address on file with the Board of Election <i>2864 Wyndale Rd</i>		
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43613</i>	County <i>LUCAS</i>
Date of Signing <i>10-2-15</i>			
6. Signature <i>Debra Weiner</i>	Print First Name <i>Debra</i>	Print Last Name <i>Weiner</i>	Initial <i>DW</i>
	Address on file with the Board of Election <i>610 S. Sticksy AVE or street not sure</i>		
City/Village/Township <i>Toledo Ohio</i>	Ward/Precinct	Zip Code <i>43004</i>	County <i>LUCAS</i>
Date of Signing <i>10-2-15</i>			
7. Signature <i>Mon Holiday</i>	Print First Name <i>Mon</i>	Print Last Name <i>Holiday</i>	Initial <i>MH</i>
	Address on file with the Board of Election <i>1108 Delance</i>		
City/Village/Township <i>Toledo Ohio</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>LUCAS</i>
Date of Signing <i>10-2-15</i>			

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8. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

9. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

10. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

11. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

12. Signature	Print First Name	Initial
	Print Last Name	

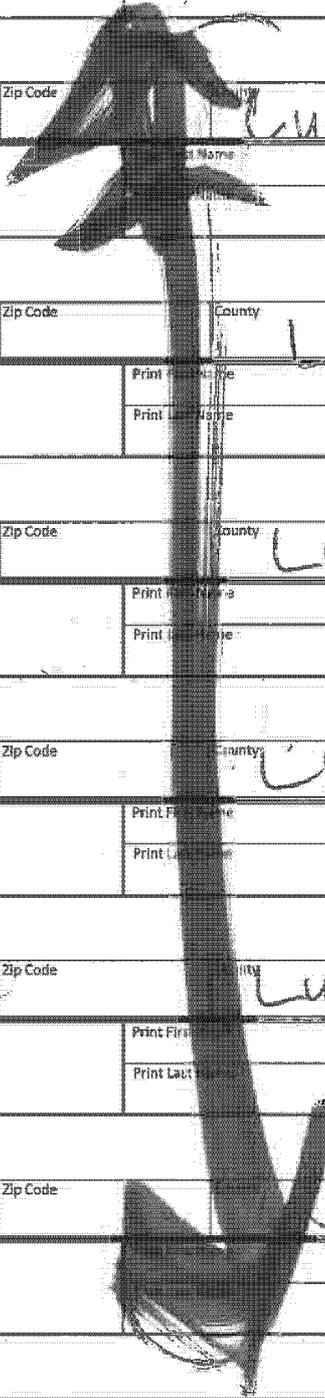
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

13. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

14. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing



Lucas

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Lucas

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Dan Allison</i>	Print First Name DAN ALL	Initial D.A.
	Print Last Name ALLISON	

Address on file with the Board of Election
400 OAK ST APT 1

City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 10-2-15
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16. Signature <i>Jibreai Davis</i>	Print First Name Jibreai Davis	Initial J.A.D.
	Print Last Name	

Address on file with the Board of Election
190 W Park

City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 10-2-15
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17. Signature <i>Charles Edwards</i>	Print First Name Charles Edwards	Initial
	Print Last Name	

Address on file with the Board of Election
10403 Vance St

City/Village/Township Lucas	Ward/Precinct	Zip Code 43607	County Lucas	Date of Signing 10-2-15
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18. Signature <i>[Redacted]</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election
[Redacted]

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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19. Signature <i>[Redacted]</i>	Print First Name Dalton	Initial
	Print Last Name	

Address on file with the Board of Election
[Redacted]

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing 10-5-15
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20. Signature <i>Cornie Preston</i>	Print First Name Cornie	Initial R.
	Print Last Name Preston	

Address on file with the Board of Election
10433 Bailey

City/Village/Township Waterville, OH	Ward/Precinct	Zip Code 43566	County Lucas	Date of Signing 10/5/15
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21. Signature <i>[Redacted]</i>	Print First Name [Redacted]	Initial
	Print Last Name [Redacted]	

Address on file with the Board of Election
[Redacted]

City/Village/Township Toledo, OH	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 11-6-15
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NRA

22. Signature 	Print First Name Gary Bohan	Initial GB
	Print Last Name Bohan	

Address on file with the Board of Election:
127 Freedom St

City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 10-6-15
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County Lucas	Date of Signing
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FULL TEXT OF LAW

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- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Angie E Spraves, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2211 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Angie Spraves
(Signed)
18 City Park Ave
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route
Toledo Oh
City, Village or Township
Ohio 43609 #41
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000080

County: LUCAS

11

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

1/4
11

TITLE

Ohio Drug Price Relief Act

064574

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 4
 VALID: 7
 TOTAL: 11 ✓
 JW

12

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature 	Print First Name		Initial	
Address on file with the Board of Election				

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

2. Signature 	Print First Name		Initial	
Address on file with the Board of Election				

3. Signature Tanisha Hawkins	Print First Name Tanisha		Initial Y	
Address on file with the Board of Election 520 Colima Dr				

City/Village/Township Toledo	Ward/Precinct	Zip Code 43609	County Lucas	Date of Signing 9-8-15
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4. Signature Chris Swilling	Print First Name Chris		Initial	
Address on file with the Board of Election 1148 Hermosa				

City/Village/Township Toledo	Ward/Precinct OH	Zip Code 43607	County Lucas	Date of Signing 9-8-15
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5. Signature Charlesena Smith	Print First Name CHARLESENA		Initial	
Address on file with the Board of Election 1708 Vance St				

City/Village/Township Toledo	Ward/Precinct OH	Zip Code 43607	County Lucas	Date of Signing 9-8-15
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6. Signature Evelyn Anderson	Print First Name EVELYN		Initial	
Address on file with the Board of Election 1470 E Ileanor Ave				

City/Village/Township Toledo	Ward/Precinct OH	Zip Code 43612	County LUCAS	Date of Signing 9-8-15
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7. Signature Stephen E. Moulton	Print First Name Stephen		Initial E	
Address on file with the Board of Election 4315 Onondaga				

City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County LUCAS	Date of Signing 9/8/15
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BL

DL

ORA

ORA

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NRA

8. Signature <i>Dan Hayes</i>	Print First Name	DAN	Initial
	Print Last Name	Hayes	

Address on file with the Board of Election 854 S. 13th Street				
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43604	County LUCAS	Date of Signing 9-10-2015

G

9. Signature <i>Kay F. Shrewsbury</i>	Print First Name	KAY	Initial
	Print Last Name	Shrewsbury	F

Address on file with the Board of Election 4130 Rose Garden Dr.				
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43623	County Lucas	Date of Signing 9/10/2015

✓

10. Signature <i>Susan M. Nowak</i>	Print First Name	SUSAN	Initial
	Print Last Name	NOWAK	M.

Address on file with the Board of Election 4130 ROSE GARDEN DR				
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43623	County LUCAS	Date of Signing 9/10/2015

A

11. Signature <i>MISSA HITTEN</i>	Print First Name	MISSA	Initial
	Print Last Name	HITTEN	

Address on file with the Board of Election 3033 E. ...				
City/Village/Township	Ward/Precinct	Zip Code 43613	County LUCAS	Date of Signing 9/10/15

✓

12. Signature <i>Robert F Beehner</i>	Print First Name	ROBERT	Initial
	Print Last Name	BEEHNER	F

Address on file with the Board of Election 6405 MADISON COVE CT				
City/Village/Township SYLVANIA	Ward/Precinct	Zip Code 43560	County LUCAS	Date of Signing 9-10-15

✓

13. Signature <i>Kenneth A Boston</i>	Print First Name	KENNETH	Initial
	Print Last Name	Boston	H

Address on file with the Board of Election 6121 Huddington Dr				
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43615	County Lucas	Date of Signing 9-10-15

NRA

14. Signature <i>Tracy Falls</i>	Print First Name	TRACEY	Initial
	Print Last Name	FAILS	L

Address on file with the Board of Election 4336 TERRACE VIEW NO.				
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43607	County LUCAS	Date of Signing 9-10-15

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

000081

Number: _____

County: Lucas

11

INITIATIVE PETITION

3/3

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064575

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 3
 VALID: 8
 TOTAL: 11 ✓
DJ

11

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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(Sign with ink. Your name, residence, and date of signing must be given.)

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature 	Print First Name	Brandon	Initial	L
	Print Last Name	Baker		

Address on file with the Board of Election				
6129 Larchway				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		492107	Lucas	9-9-15

2. Signature 	Print First Name	Jacob	Initial	J.C.
	Print Last Name	Connetto		

Address on file with the Board of Election				
5060 Taboron				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43615	Lucas	9/9/15.

3. Signature 	Print First Name	Courtney	Initial	C
	Print Last Name	McCarden		

Address on file with the Board of Election				
559 Myers St				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	09/9/15

4. Signature 	Print First Name	Molly	Initial	M
	Print Last Name	Wilkes		

Address on file with the Board of Election				
2161 Trentainsville Rd # 203				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43613	Lucas	9/10/15

5. Signature 	Print First Name	William	Initial	WD
	Print Last Name	Davis		

Address on file with the Board of Election				
5702 Angela Rd lot 19				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	9/10/15

6. Signature 	Print First Name	Thomas	Initial	
	Print Last Name	Holmes		

Address on file with the Board of Election				
1822 Independence Rd Tol				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43607	Lucas	9-10-2015

7. Signature 	Print First Name	Jennifer	Initial	A
	Print Last Name	Baker		

Address on file with the Board of Election				
2560 Key St Apt 2V				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo	OH	43614	LUCAS	9/10/15

NRA

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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6 *Christy Hawk*

8. Signature	Print First Name <i>Christy</i>	Initial <i>J</i>
	Print Last Name <i>Hawk</i>	

Address on file with the Board of Election

3127 Enright

City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43608</i>	County <i>Lucas</i>	Date of Signing <i>9/10/13</i>
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9. Signature

[Signature]

Print First Name <i>Erick</i>	Initial <i>K</i>
Print Last Name <i>Thompson</i>	

Address on file with the Board of Election

2541 Key St Apt 1

City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43614</i>	County <i>Lucas</i>	Date of Signing <i>9/10/13</i>
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10. Signature

[Redacted Signature]

Print First Name	Initial
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Address on file with the Board of Election

[Redacted Address]

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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11. Signature

[Redacted Signature]

Print First Name	Initial
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Address on file with the Board of Election

[Redacted Address]

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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12. Signature

[Redacted Signature]

Print First Name	Initial
------------------	---------

Address on file with the Board of Election

[Redacted Address]

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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13. Signature

[Redacted Signature]

Print First Name	Initial
------------------	---------

Address on file with the Board of Election

[Redacted Address]

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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14. Signature

[Redacted Signature]

Print First Name	Initial
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Address on file with the Board of Election

[Redacted Address]

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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URA

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15. Signature <i>Sara Walters</i>	Print First Name <i>Sara Walters</i>	Initial <i>SW</i>
	Print Last Name <i>Walters</i>	

Address on file with the Board of Election
1451 Colburn St

City/Village/Township <i>Toledo</i>	Ward/Precinct <i>011</i>	Zip Code <i>43609</i>	County <i>Lucas</i>	Date of Signing <i>9/10/15</i>
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16. Signature <i>James R. Colbert</i>	Print First Name <i>JAMES</i>	Initial <i>R</i>
	Print Last Name <i>COLBERT</i>	

Address on file with the Board of Election
5465 FLEET RD

City/Village/Township <i>TOLEDO</i>	Ward/Precinct	Zip Code <i>43615</i>	County <i>LUCAS</i>	Date of Signing <i>9/10/15</i>
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
23. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
24. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
25. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
26. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
27. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing
28. Signature	Print First Name		Initial	
	Print Last Name			
Address on file with the Board of Election				
City/Village/Township	County	Ward/Precinct	Street and Number	Date of Signing

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, John Good, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1611 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signed)
4921 Heatherdowns Apt 1
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route
Toledo
City, Village or Township
OH 43614
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000082

County: LUCAS

12c

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

1/2

TITLE

Ohio Drug Price Relief Act

SUMMARY

064576

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 5
VALID: 7
TOTAL: 12 ✓
D

12

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

(Lucas)

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G

1. Signature	Print First Name	Initial
	Joene	S
Address on file with the Board of Election	Print Last Name	
224 Morrison	Brimmer	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	LUCAS	9-14-15

NRA NR

2. Signature	Print First Name	Initial
	Tom	
Address on file with the Board of Election	Print Last Name	
2007 Lakeview	Slabawa	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Oregon		43018	LUCAS	9-14-15

3. Signature	Print First Name	Initial
	Michael	
Address on file with the Board of Election	Print Last Name	
242 Steel St	Ireland	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43605	Lucas	9-14-15

L

4. Signature	Print First Name	Initial
	LARON	
Address on file with the Board of Election	Print Last Name	
153 Van Buren Ave	Reed	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo	G	43605	LUCAS	9-14-15

L

5. Signature	Print First Name	Initial
	Robert	
Address on file with the Board of Election	Print Last Name	
4451 28th	Chasteen	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43611	LUCAS	9-14-15

BL

6. Signature	Print First Name	Initial
	DEVIN	R
Address on file with the Board of Election	Print Last Name	
[Redacted]	[Redacted]	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
[Redacted]	[Redacted]	[Redacted]	[Redacted]	9-15-15

BL

7. Signature	Print First Name	Initial
	[Redacted]	J.A.
Address on file with the Board of Election	Print Last Name	
15 [Redacted]	[Redacted]	

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
[Redacted]	[Redacted]	[Redacted]	Wood	11/15/15

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NRA

8. Signature <i>Harry Hutton</i>	Print First Name LAWRENCE	Initial R R
	Print Last Name HUTTON	

Address on file with the Board of Election 601 EAST BROADWAY, TOR, O. 43605					
City/Village/Township TOLEDO OH	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 9-15-15	

9. Signature <i>Veronica J. Duzyn</i>	Print First Name Veronica	Initial L
	Print Last Name Domagala	

Address on file with the Board of Election 644 Forsythe ST.					
City/Village/Township Toledo, Oh	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 9-15-15	

10. Signature <i>Robert A. Daly Jr</i>	Print First Name ROBERT - A - DALY JR	Initial A
	Print Last Name Daly	

Address on file with the Board of Election Toledo Oh 713 Forsythe St					
City/Village/Township Toledo, Oh	Ward/Precinct	Zip Code 43605	County LUCAS	Date of Signing 9-15-15	

11. Signature <i>James Avery</i>	Print First Name JAMES	Initial L
	Print Last Name AVERY	

Address on file with the Board of Election 1414 PENNELWOOD					
City/Village/Township TOLEDO OH	Ward/Precinct	Zip Code 43614	County LUCAS	Date of Signing 9-15-15	

12. Signature <i>Alan T. ...</i>	Print First Name Alan	Initial A
	Print Last Name Jensen	

Address on file with the Board of Election 122 Fassett # 2					
City/Village/Township Toledo OH	Ward/Precinct	Zip Code 43605	County LUCAS	Date of Signing 9-15-15	

13. Signature <i>Edward Fox</i>	Print First Name EDWARD	Initial J
	Print Last Name FOX	

Address on file with the Board of Election 438 YONKOTA ST					
City/Village/Township TOLEDO OH	Ward/Precinct	Zip Code 43605	County LUCAS	Date of Signing 4-15-15	

14. Signature <i>Eric Swafford</i>	Print First Name ERIC	Initial J
	Print Last Name SWAFFORD	

Address on file with the Board of Election 1811 OAK ST # 4					
City/Village/Township TOLEDO OH	Ward/Precinct	Zip Code 43605	County LUCAS	Date of Signing 9-21-15	

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15. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
16. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
17. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
18. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
19. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
20. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
21. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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22. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Halley Stromer, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2812 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

(Signed) [Signature]
9795 W. Cr. 28
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route
Foster
City, Village or Township
MI 48530
State Zip Code

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

Number: ~~XXXXXXXXXX~~

County: LUCAS

12

000083

INITIATIVE PETITION

1/2

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064577

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 3
 VALID: 10
 TOTAL: 13

12

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Nancy M Lewton</i>	Print First Name NANCY	Print Last Name McClintic Lewton	Initial J
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Address on file with the Board of Election 1865 Wildwood Rd			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43614	County LUCAS
			Date of Signing 9-23-15

2. Signature <i>Deborah Justen</i>	Print First Name Deborah	Print Last Name Justen	Initial DJ
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Address on file with the Board of Election 4514 Palm Edge Green Rd			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43623	County Lucas
			Date of Signing 9-23-15

3. Signature <i>A Justen</i>	Print First Name Adrienne	Print Last Name Justen	Initial A
---------------------------------	------------------------------	---------------------------	--------------

Address on file with the Board of Election 2622 104th Str			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County Lucas
			Date of Signing 9/23/15

4. Signature <i>Dawn M Hook</i>	Print First Name Dawn	Print Last Name HOOK	Initial
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Address on file with the Board of Election 1910 Brame Place			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43613	County LUCAS
			Date of Signing 9-23-15

5. Signature <i>Anthony Hook</i>	Print First Name ANTHONY	Print Last Name HOOK	Initial
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Address on file with the Board of Election 1810 Brame Pl			
City/Village/Township TOLEDO	Ward/Precinct	Zip Code 43613	County LUCAS
			Date of Signing 9/23/15

6. Signature <i>Erik Komuniecki</i>	Print First Name Erik	Print Last Name Komuniecki	Initial
--	--------------------------	-------------------------------	---------

Address on file with the Board of Election 2563 Scottwood			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43604	County LUCAS
			Date of Signing 9/23/15

7. Signature <i>Erik Komuniecki</i>	Print First Name ERIK	Print Last Name KOMUNIECKI	Initial
--	--------------------------	-------------------------------	---------

Address on file with the Board of Election 2563 Scottwood			
City/Village/Township Toledo	Ward/Precinct	Zip Code 43604	County LUCAS
			Date of Signing 9/23/15

MARA

MARA

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

8. Signature: *Catherine Clark*

Print First Name: *Catherine* Initial: *A*
 Print Last Name: *Clark*

Address on file with the Board of Election: *725 Corley St*

City/Village/Township: *MAUMEE* Ward/Precinct: _____ Zip Code: *43537* County: *LUCAS* Date of Signing: *9/23/15*

9. Signature: *Kristine M. Soldner*

Print First Name: *Soldner* Initial: *M*
 Print Last Name: *Kristine*

Address on file with the Board of Election: *5958 Bear Creek Drive*

City/Village/Township: *Sylvania* Ward/Precinct: _____ Zip Code: *43560* County: *Lucas* Date of Signing: *9/23/15*

10. Signature: *Rose Jacobs*

Print First Name: *Rose* Initial: _____
 Print Last Name: *Jacobs*

Address on file with the Board of Election: *5613 Steffens Ave*

City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43623* County: *Lucas* Date of Signing: _____

11. Signature: *Kathleen Rawlins*

Print First Name: *KATHLEEN* Initial: _____
 Print Last Name: *RAWLINS*

Address on file with the Board of Election: *954 Kinder Rd*

City/Village/Township: *TOLEDO OH* Ward/Precinct: _____ Zip Code: *43615* County: *Lucas* Date of Signing: *9-23-15*

12. Signature: *Jason Mount*

Print First Name: *Jason* Initial: _____
 Print Last Name: *Mount*

Address on file with the Board of Election: *1265 Ogatz*

City/Village/Township: *Toledo* Ward/Precinct: _____ Zip Code: *43614* County: *Lucas* Date of Signing: _____

13. Signature: _____

Print First Name: _____ Initial: _____
 Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

14. Signature: _____

Print First Name: _____ Initial: _____
 Print Last Name: _____

Address on file with the Board of Election: _____

City/Village/Township: _____ Ward/Precinct: _____ Zip Code: _____ County: _____ Date of Signing: _____

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)
 (Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)
 (Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name			Initial
	Print Last Name			

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Miranda Hermes, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 12 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Miranda Hermes
(Signed)

923 ASKIN St.
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Maumee
City, Village or Township

OH 43537
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000084

County: Lucas

(12) 12

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064578

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 4
 VALID: 8
 TOTAL: 12 ✓

13

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature <i>G Barbara Baylitz</i>	Print First Name	Barbara	Initial	J
	Print Last Name	Baylitz		

Address on file with the Board of Election <i>389 Dennis Ct.</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43604</i>	<i>LUCAS</i>	<i>9/21/15</i>

9. Signature <i>Monique Schmielt</i>	Print First Name	Monique	Initial	MS
	Print Last Name	Schmielt		

Address on file with the Board of Election <i>436 Hyatt Lane</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43604</i>	<i>LUCAS</i>	<i>9/21/15</i>

10. Signature <i>Jessica Snuggs</i>	Print First Name	JESSICA	Initial	JSN
	Print Last Name	SNUGGS		

Address on file with the Board of Election <i>405 Hyatt Lane</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43604</i>	<i>Lucas</i>	<i>9-21-15</i>

11. Signature <i>Erica Howard</i>	Print First Name	Erica	Initial	EH
	Print Last Name	Howard		

Address on file with the Board of Election <i>705 Walnut APT # C-1</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43604</i>	<i>Lucas</i>	<i>9-21-15</i>

12. Signature <i>Chas Freasby</i>	Print First Name	CHARLES	Initial	F
	Print Last Name	Freasby		

Address on file with the Board of Election <i>2539 Broadway St #3</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>43609</i>	<i>LUCAS</i>	<i>9/21/15</i>

13. Signature	<i>[Redacted]</i>			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Toledo</i>		<i>436</i>	<i>LUCAS</i>	<i>9/21/2015</i>

14. Signature	<i>[Redacted]</i>			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
23. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
24. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
25. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
26. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
27. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing
28. Signature	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
	County	Date of Signing

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Nicholas Williams, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1312 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Nicholas Williams
(Signed)

382 Dennis Ct.
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43604
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000085

County: Lucas

130
625 1/2

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064579

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 6
VALID: 7
TOTAL: 13 ✓

12

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

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William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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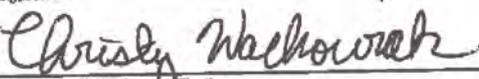
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature 	Print First Name Xavier	Initial
	Print Last Name Spawia	

Address on file with the Board of Election
5104 Summer Drive

City/Village/Township Sylvania	Ward/Precinct	Zip Code 43560	County Lucas	Date of Signing 9/29/15
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2. Signature 	Print First Name Christy	Initial CW
	Print Last Name Wachowiak	

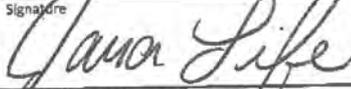
Address on file with the Board of Election
4431 282nd Street

City/Village/Township Toledo	Ward/Precinct	Zip Code 43611	County Lucas	Date of Signing 9/29/15
---------------------------------	---------------	-------------------	-----------------	----------------------------

3. Signature 	Print First Name Chanda	Initial
	Print Last Name Chilupe	

Address on file with the Board of Election
644 McIntyre Ln

City/Village/Township Maumee	Ward/Precinct	Zip Code 43537	County Lucas	Date of Signing 9/29/15
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4. Signature 	Print First Name Jana	Initial
	Print Last Name Life	

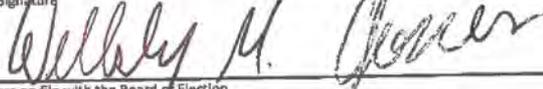
Address on file with the Board of Election
7460 Cedar rd

City/Village/Township Maumee	Ward/Precinct	Zip Code 43537	County LUCAS	Date of Signing 9/30/15
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5. Signature 	Print First Name Jared	Initial
	Print Last Name Russell	

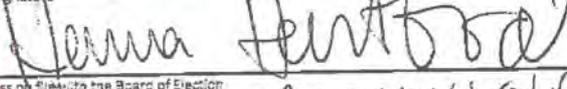
Address on file with the Board of Election
3400 Charter Oak Dr

City/Village/Township Maumee	Ward/Precinct	Zip Code 43537	County LUCAS	Date of Signing 9/30/15
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6. Signature 	Print First Name Welby	Initial W.J
	Print Last Name Jones	

Address on file with the Board of Election
2586 Inwood Dr

City/Village/Township Toledo	Ward/Precinct	Zip Code 43606	County LUCAS	Date of Signing 9/30/15
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7. Signature 	Print First Name Hanna	Initial
	Print Last Name Hartford	

Address on file with the Board of Election
6171 meadow vale

City/Village/Township Toledo	Ward/Precinct	Zip Code 43613	County Lucas	Date of Signing 10/1/15
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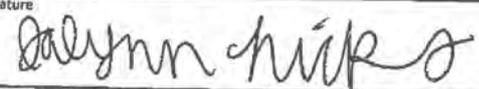
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8. Signature 

Print First Name: Talynn
Print Last Name: Hicks
Initial: JH

Address on file with the Board of Election: 1055 Amanda Circle

City/Village/Township: Toledo
Ward/Precinct:
Zip Code: 43615
County: Lucas
Date of Signing: 10/1/15

9. Signature 

Print First Name: Paige
Print Last Name: Doremus
Initial:

Address on file with the Board of Election: 5903 Alexa Lane

City/Village/Township: Sylvania
Ward/Precinct:
Zip Code: 43560
County: Lucas
Date of Signing: 10/2/15

10. Signature 

Print First Name: Jenna
Print Last Name: Solether
Initial:

Address on file with the Board of Election: 214 Capland Blvd.

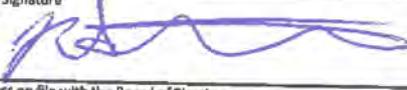
City/Village/Township: Toledo
Ward/Precinct:
Zip Code: 43671
County: Lucas
Date of Signing: 10/5/15

11. Signature 

Print First Name: Jenell
Print Last Name: Cooks
Initial: JC

Address on file with the Board of Election: 6151 Valley Park Dr

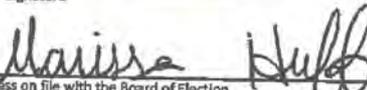
City/Village/Township: Toledo
Ward/Precinct:
Zip Code: 43623
County: Lucas
Date of Signing: 10/5/15

12. Signature 

Print First Name: Jackson
Print Last Name: Stehmann
Initial: D

Address on file with the Board of Election: 1010 River Rd.

City/Village/Township: Maumee
Ward/Precinct:
Zip Code: 43537
County: Lucas
Date of Signing: 10/6/15

13. Signature 

Print First Name: Marissa
Print Last Name: Huff
Initial: MH

Address on file with the Board of Election: 5510 Greenridge Dr.

City/Village/Township: Toledo
Ward/Precinct:
Zip Code: 43615
County: Lucas
Date of Signing: 10/15/15

14. Signature

Print First Name
Print Last Name
Initial

Address on file with the Board of Election

City/Village/Township
Ward/Precinct
Zip Code
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Haley Stromall, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 13 ✓ electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

(Signed)  ✓

9795 W. C. 28
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fostoria
City, Village or Township

OH
State

44830
Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000086

County: Lucas

13

INITIATIVE PETITION

CAF

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064580

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2
 VALID: 11
 TOTAL: 13 ✓

13

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Brooke Russell</i>	Print First Name <i>Brooke</i>	Initial
	Print Last Name <i>Russell</i>	

Address on file with the Board of Election <i>4114 Hertford Ct.</i>				
City/Village/Township <i>Maumee</i>	Ward/Precinct	Zip Code <i>43537</i>	County <i>Lucas</i>	Date of Signing <i>10-10-15</i>

2. Signature <i>Arabella Leidig</i>	Print First Name <i>Arabella</i>	Initial <i>A</i>
	Print Last Name <i>Leidig</i>	

Address on file with the Board of Election <i>2136 Woodmere Ct</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43615</i>	County <i>Lucas</i>	Date of Signing <i>10-10-15</i>

3. Signature <i>Mary J. Leidig</i>	Print First Name <i>GREGORY</i>	Initial <i>J</i>
	Print Last Name <i>LEIDIG</i>	

Address on file with the Board of Election <i>2136 WOODMERE CT.</i>				
City/Village/Township <i>TOLEDO</i>	Ward/Precinct	Zip Code <i>43615</i>	County <i>LUCAS</i>	Date of Signing <i>10-10-15</i>

4. Signature <i>Tamara Lynn Wood</i>	Print First Name <i>Tamara</i>	Initial <i>lyn</i>
	Print Last Name <i>Wood</i>	

Address on file with the Board of Election <i>126 W. Capistrano Ave.</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43612</i>	County <i>Lucas</i>	Date of Signing <i>10-10-15</i>

5. Signature <i>Rebecca Dickman</i>	Print First Name <i>Rebecca</i>	Initial <i>A</i>
	Print Last Name <i>Dickman</i>	

Address on file with the Board of Election <i>634 Parker Ave</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43605</i>	County <i>Lucas</i>	Date of Signing <i>10/10/2015</i>

6. Signature <i>Cara Ricci</i>	Print First Name <i>CARA</i>	Initial
	Print Last Name <i>Ricci</i>	

Address on file with the Board of Election <i>1366 Opal</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43614</i>	County <i>Lucas</i>	Date of Signing <i>10/10-15</i>

7. Signature <i>Stephanie Smithers</i>	Print First Name <i>Stephanie</i>	Initial <i>SA</i>
	Print Last Name <i>Smithers</i>	

Address on file with the Board of Election <i>4511 Luann Ave.</i>				
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43623</i>	County <i>Lucas</i>	Date of Signing <i>10/10/15</i>

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature <i>Courtney Smithers</i>	Print First Name <i>Courtney</i>	Initial <i>CS</i>
	Print Last Name <i>Smithers</i>	

Address on file with the Board of Election
10044 Jackson Rd.

City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43613</i>	County <i>Lucas</i>	Date of Signing <i>9-10-15</i>
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9. Signature <i>[Signature]</i>	Print First Name <i>Dawn E</i>	Initial <i>DE</i>
	Print Last Name <i>Peterson</i>	

Address on file with the Board of Election
366 E. Appleton Terrace

City/Village/Township <i>Holland OH</i>	Ward/Precinct <i>Spartanfield</i>	Zip Code <i>43328</i>	County <i>Lucas</i>	Date of Signing <i>10-10-15</i>
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10. Signature <i>[Signature]</i>	Print First Name <i>Charles</i>	Initial
	Print Last Name <i>Petersons</i>	

Address on file with the Board of Election
366 E. Appleton Terrace

City/Village/Township <i>Holland OH</i>	Ward/Precinct	Zip Code <i>43328</i>	County <i>Lucas</i>	Date of Signing <i>10-11-2015</i>
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11. Signature <i>[Signature]</i>	Print First Name <i>Timothy</i>	Initial
	Print Last Name <i>RASCZYK</i>	

Address on file with the Board of Election
2146 MULBERRY ST

City/Village/Township <i>TOLEDO</i>	Ward/Precinct <i>4</i>	Zip Code <i>43608</i>	County <i>LUCAS</i>	Date of Signing <i>10-10-2015</i>
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12. Signature <i>[Signature]</i>	Print First Name <i>Amber</i>	Initial <i>M</i>
	Print Last Name <i>Saxen</i>	

Address on file with the Board of Election
PO Box 175 / 11904 Corderoy Rd

City/Village/Township <i>Curtice</i>	Ward/Precinct <i>418</i>	Zip Code <i>43412</i>	County <i>LUCAS</i>	Date of Signing <i>10-10-2015</i>
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13. Signature <i>[Signature]</i>	Print First Name <i>MEAGAN</i>	Initial
	Print Last Name <i>LUCAS</i>	

Address on file with the Board of Election
2014 Mansfield

City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43613</i>	County <i>LUCAS</i>	Date of Signing <i>10/10/15</i>
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14. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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15. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last Name	

Address on file with the Board of Election

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Address on file with the Board of Election

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Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Zip Code
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	Print Last Name	
Address on file with the Board of Election		
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

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If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, David Carter, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 13 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.



(Signed)

11407 W. Lake Dr

(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Fenton

City, Village or Township

MI

State

48430

Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000087

County: Lucas

13

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064581

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 2
 VALID: 11
 TOTAL: 13 gje ✓

13

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
-----------	--------	-----------------	-------------------	---------------	--------------------

1. Signature	Print First Name	Initial
Address on file with the Board of Election		
City/Village/Township	Ward/Precinct	Date of Signing

2. Signature	Print First Name	Initial
	MICHAEL	R
	Print Last Name	
	MICK	
Address on file with the Board of Election		
111 Dale St		
City/Village/Township	Ward/Precinct	Zip Code
Toledo		43609
County	Date of Signing	
Lucas	9-14-15	

3. Signature	Print First Name	Initial
	Charles	T
	Print Last Name	
	Austin	
Address on file with the Board of Election		
2511 Briar Lane		
City/Village/Township	Ward/Precinct	Zip Code
Toledo		43614
County	Date of Signing	
Lucas	9/14/15	

4. Signature	Print First Name	Initial
	JENNIFER T	R
	Print Last Name	
	DOUSE	
Address on file with the Board of Election		
2918 CHIPPLEGATE		
City/Village/Township	Ward/Precinct	Zip Code
Toledo		43614
County	Date of Signing	
LUCAS	9/14/15	

5. Signature	Print First Name	Initial
	Suzanne	R
	Print Last Name	
	Neifer	
Address on file with the Board of Election		
1366 Hugo St		
City/Village/Township	Ward/Precinct	Zip Code
Maumee		43537
County	Date of Signing	
Lucas	9-14-15	

6. Signature	Print First Name	Initial
	Paula	
	Print Last Name	
	Glass	
Address on file with the Board of Election		
5039 Beachwood Dr. Apt 10		
City/Village/Township	Ward/Precinct	Zip Code
Toledo		43615
County	Date of Signing	
Lucas	9/14/15	

7. Signature	Print First Name	Initial
	Evonne	ES
	Print Last Name	
	Smith	
Address on file with the Board of Election		
Toledo 414 Darrow		
City/Village/Township	Ward/Precinct	Zip Code
Toledo, OH		43607
County	Date of Signing	
Lucas	9-14-15	

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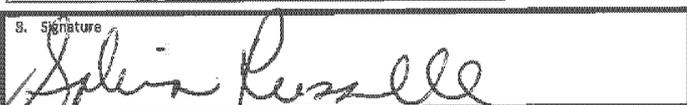
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature 	Print First Name Sabrina Russell	Initial SR.
	Print Last Name Russell	

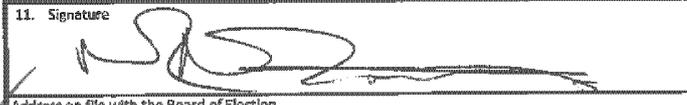
Address on file with the Board of Election 722 Blum St					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43604	County LUCAS	Date of Signing 9/14/15	

9. Signature 	Print First Name Christina	Initial M
	Print Last Name Marsh	

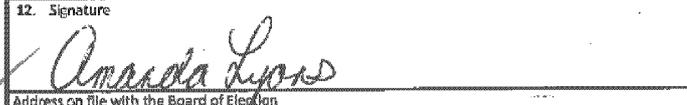
Address on file with the Board of Election 4 Nevada St					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43605	County Lucas	Date of Signing 9-14-2015	

10. Signature 	Print First Name Dwight	Initial H
	Print Last Name Haase	

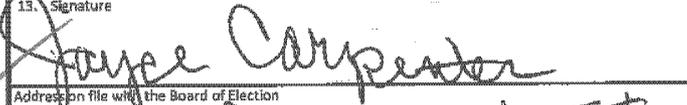
Address on file with the Board of Election 7063 Wexford Hill Ln.					
City/Village/Township Holland	Ward/Precinct	Zip Code 43528	County LUCAS	Date of Signing 9/14/15	

11. Signature 	Print First Name Mitchell	Initial M
	Print Last Name Martin	

Address on file with the Board of Election 1131 Brookview Drive Apt 8					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43615	County LUCAS	Date of Signing 9/14/15	

12. Signature 	Print First Name Amanda	Initial G
	Print Last Name Lyons	

Address on file with the Board of Election 1337 Abbott Ave					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43614	County Lucas	Date of Signing 9/14/15	

13. Signature 	Print First Name Joyce	Initial J
	Print Last Name Carpenter	

Address on file with the Board of Election 572 Orchard St					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43609	County LUCAS	Date of Signing 9-14-15	

14. Signature 	Print First Name Cynthia	Initial CAS
	Print Last Name Agosti Syrek	

Address on file with the Board of Election 3434 Mulfield Ave					
City/Village/Township Toledo	Ward/Precinct	Zip Code 43614	County LUCAS	Date of Signing 9-16-15	

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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16. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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17. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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20. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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21. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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25. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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26. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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27. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

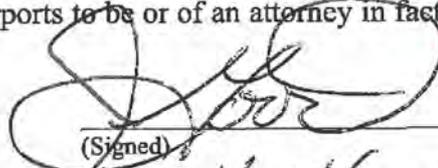
STATEMENT OF CIRCULATOR

I, John Good, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 14 B electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.



(Signed)

4921 Heatherdowns Apt 1

(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Flint

City, Village or Township

OH

State

43614

Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000089

County: Lucas

14

14

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

TITLE

Ohio Drug Price Relief Act

064583

SUMMARY

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

100%

INVALID: 2

VALID: 12

TOTAL: 14 ✓

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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6

1. Signature <i>Jasmine Williams</i>	Print First Name	Jasmine	Initial	<i>JW</i>
	Print Last Name	Williams		
Address on file with the Board of Election 507 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	10/14/15

NRA

2. Signature <i>Quinisha Neal</i>	Print First Name	Quinisha	Initial	
	Print Last Name	Neal		
Address on file with the Board of Election 489 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	10/14/15

NRA

3. Signature <i>Richard Smith</i>	Print First Name	RICHARD	Initial	<i>RS</i>
	Print Last Name	SMITH		
Address on file with the Board of Election 2010 KINGSTON AVE APT 23				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	LUCAS	10-15-15

4. Signature <i>Darrell McMillian</i>	Print First Name	Darrell	Initial	<i>L</i>
	Print Last Name	McMillian		
Address on file with the Board of Election 419 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	LUCAS	10-15-15

5. Signature <i>Lataha Green</i>	Print First Name	Lataha	Initial	
	Print Last Name	Green		
Address on file with the Board of Election 421 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	10-15-15

6. Signature <i>Heather Wagner</i>	Print First Name	Heather	Initial	<i>M.</i>
	Print Last Name	Wagner		
Address on file with the Board of Election 441 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	10-15-15

7. Signature <i>Chevae Young</i>	Print First Name	Chevae	Initial	
	Print Last Name	Young		
Address on file with the Board of Election 511 Elmdate Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43609	Lucas	10/15/15

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8. Signature <i>Ms. Paula Young</i>	County Lucas	City or Village Tol.	Street and Number 43605	Ward/Precinct Lucas	Month / Day / Year 10-15-15
Address on file with the Board of Election <i>43605</i>		Print First Name <i>PAULA</i>		Initial <i>L</i>	
City/Village/Township <i>Tol.</i>		Print Last Name <i>Young</i>		Date of Signing <i>10-15-15</i>	
9. Signature <i>Steph A Young</i>	County Lucas	City or Village London	Street and Number 336	Ward/Precinct London	Month / Day / Year 10-10-15
Address on file with the Board of Election <i>336 London Lane</i>		Print First Name <i>Steph A</i>		Initial <i>A</i>	
City/Village/Township <i>London</i>		Print Last Name <i>Young</i>		Date of Signing <i>10-10-15</i>	
10. Signature <i>DeAndre Young</i>	County Lucas	City or Village Holland	Street and Number 9839 Oak Bend Ave.	Ward/Precinct Holland	Month / Day / Year 10-15-15
Address on file with the Board of Election <i>9839 Oak Bend Ave.</i>		Print First Name <i>DeAndre</i>		Initial <i>D.Y</i>	
City/Village/Township <i>Holland</i>		Print Last Name <i>Young</i>		Date of Signing <i>10-15-15</i>	
11. Signature <i>Alicia Rodriguez</i>	County Lucas	City or Village Tol.	Street and Number 2556 West Village Dr	Ward/Precinct Tol.	Month / Day / Year 10-15-15
Address on file with the Board of Election <i>2556 West Village Dr</i>		Print First Name <i>Alicia</i>		Initial <i></i>	
City/Village/Township <i>Tol.</i>		Print Last Name <i>Rodriguez</i>		Date of Signing <i>10-15-15</i>	
12. Signature <i>Brandon Price</i>	County Lucas	City or Village Tol.	Street and Number 1002 Greenhills road	Ward/Precinct Tol.	Month / Day / Year 10-17-15
Address on file with the Board of Election <i>1002 Greenhills road</i>		Print First Name <i>Brandon</i>		Initial <i></i>	
City/Village/Township <i>Tol.</i>		Print Last Name <i>Price</i>		Date of Signing <i>10-17-15</i>	
13. Signature <i>Mrs. Sarese Williams</i>	County Lucas	City or Village Tol.	Street and Number 1057 Woodland Ave.	Ward/Precinct Tol.	Month / Day / Year 10-17-15
Address on file with the Board of Election <i>1057 Woodland Ave.</i>		Print First Name <i>SARESE</i>		Initial <i>W</i>	
City/Village/Township <i>Tol.</i>		Print Last Name <i>Williams</i>		Date of Signing <i>10-17-15</i>	
14. Signature <i>[Redacted]</i>	County Lucas	City or Village Tol.	Street and Number [Redacted]	Ward/Precinct Tol.	Month / Day / Year 10-17-15
Address on file with the Board of Election <i>[Redacted]</i>		Print First Name <i>[Redacted]</i>		Initial <i>[Redacted]</i>	
City/Village/Township <i>Tol.</i>		Print Last Name <i>[Redacted]</i>		Date of Signing <i>10-17-15</i>	

NOTICE

Whoever knowingly signs this petition more than once; except as provided in section 3501.382 of the Revised Code, signs a name other than one's own on this petition; or signs this petition when not a qualified voter, is liable to prosecution.

MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Dale D. Jones Jr.</i>	Print First Name <i>DALE D JONES JR</i>	Print Last Name <i>JONES</i>	Initial <i>D</i>
Address on file with the Board of Election <i>1409 VATES ST.</i>			
City/Village/Township <i>Toledo</i>	Ward/Precinct	Zip Code <i>43608</i>	County <i>LUCAS</i>
			Date of Signing <i>10/17/0015</i>

16. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

17. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

18. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

19. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

20. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

21. Signature	Print First Name	Print Last Name	Initial
Address on file with the Board of Election			
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS
(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
23. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
24. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
25. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
26. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
27. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing
28. Signature		Print First Name		Initial	
		Print Last Name			
Address on file with the Board of Election					
City/Village/Township		Ward/Precinct	Zip Code	County	Date of Signing

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

The People of the State of Ohio hereby find and declare all of the following:

- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (2) The price ceiling described in subsection (1) above also shall apply to all programs where the State of Ohio or any state department, agency or other state entity is the ultimate payer for the drug, even if it did not purchase the drug directly. This includes, but is not limited to, the Ohio Best Rx Program and the Ohio HIV Drug Assistance Program. In addition to agreements for any cash discounts, free goods, volume discounts, rebates, or any other discounts or credits already in place for these programs, the responsible department, agency or entity shall enter into additional agreements with drug manufacturers for further price reductions so that the net cost of the drug, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Danika White, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1517 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Danika White ✓
(Signed)

507 Elm Lake Ct
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

OH 43109
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**

Number: 000091

County: Lucas

14

INITIATIVE PETITION

Law Proposed by Initiative Petition First to be Submitted to the General Assembly.

2/3
14

TITLE

Ohio Drug Price Relief Act

SUMMARY

064585

The Act would enact Section 194.01 of the Ohio Revised Code to require that notwithstanding any other provision of law and in so far as permissible under federal law, the State of Ohio shall not enter into any agreement for the purchase of prescription drugs or agree to pay, directly or indirectly, for prescription drugs, including where the state is the ultimate payer, unless the net cost is the same or less than the lowest price paid for the same drug by the U. S. Department of Veterans Affairs. Among other provisions, the Act also:

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
- Provide that if any provision of the Act is held to be invalid, the remaining provisions shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended by the Attorney General.
- Declare that the committee of individuals responsible for circulation of the petition ("the proponents") have a direct and personal stake in defending the Act and any one or more of them may do so in court if challenged. Provide that the proponents shall be indemnified by the state for their reasonable attorney's fees and expenses in defending against a legal challenge to the Act. Provide that the proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the state if the Act or any of its provisions are held by a court to be unenforceable, but shall have no other personal liability.
- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

INVALID: 8
 VALID: 16
 TOTAL: 24 ✓
 BF

15

CERTIFICATION OF ATTORNEY GENERAL

Without passing upon the advisability of the approval or rejection of the measure to be referred, but pursuant to the duties imposed upon the Attorney General's Office under Section 3519.01(A) of the Ohio Revised Code, I hereby certify that the summary is a fair and truthful statement of the proposed law.

MIKE DeWINE
Ohio Attorney General
August 3, 2015

COMMITTEE TO REPRESENT THE PETITIONERS

The following persons are designated as a committee to represent the petitioners in all matters relating to the petition or its circulation:

William S. Booth
1243 Wilson Dr.
Dayton, Ohio 45402

Daniel L. Darland
3811 N. Main St.
Dayton, Ohio 45405

Tracy L. Jones
5903 Bear Creek Dr.
Bedford Heights, Ohio 44146

Latonya D. Thurman
2618 N. Cassady Ave.
Columbus, Ohio 43219

NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

(Sign with ink. Your name, residence, and date of signing must be given.)

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)
 (Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

9. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

10. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

11. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

12. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

13. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

14. Signature	[Redacted]				Initial
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

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[Redacted Signature]					
[Redacted County]					
[Redacted City or Village]					
[Redacted Street and Number]					
[Redacted Ward/Precinct]					
[Redacted Date]					

16. Signature	Print First Name			Initial
<i>G Stephanie Butler</i>	Stephanie			
Address on file with the Board of Election				
4111 Nebraska				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43607	Lucas	9-10-15

[Redacted Signature]					
[Redacted County]					
[Redacted City or Village]					
[Redacted Street and Number]					
[Redacted Ward/Precinct]					
[Redacted Date]					

[Redacted Signature]					
[Redacted County]					
[Redacted City or Village]					
[Redacted Street and Number]					
[Redacted Ward/Precinct]					
[Redacted Date]					

15. Signature	Print First Name			Initial
<i>Ramon Blackman DA.</i>	RAMON			R
Address on file with the Board of Election				
1251 Belmont				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43607	Lucas	9-10-15

20. Signature	Print First Name			Initial
<i>Shakita Jones</i>	Shakita JONES			J
Address on file with the Board of Election				
930 Hamilton St.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43607	Lucas	9-10-15

Signature	Print First Name			Initial
<i>Chanell Turner</i>	Chanell			C.T.
Address on file with the Board of Election				
2405 Cheyenne				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Toledo		43014	Was	9-10-15

10/1

FULL TEXT OF LAW

Be it Enacted by the People of the State of Ohio that the following chapter and section are added to Title I of the Revised Code.

Chapter 194: Drug Price Relief

Section 194.01

(A) Title.

This Act shall be known as "The Ohio Drug Price Relief Act" (the "Act").

(B) Findings and Declarations.

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- (1) Prescription drug costs have been, and continue to be, one of the greatest drivers of rising health care costs in Ohio.
- (2) Nationally, prescription drug spending increased more than 800 percent between 1990 and 2013, making it one of the fastest growing segments of health care.
- (3) Spending on specialty medications, such as those used to treat HIV/AIDS, Hepatitis C, and cancers, are rising faster than other types of medications. In 2014 alone, total spending on specialty medications increased by more than 23 percent.
- (4) The pharmaceutical industry's practice of charging inflated drug prices has resulted in pharmaceutical company profits exceeding those of even the oil and investment banking industries.
- (5) Inflated drug pricing has led to drug companies lavishing excessive pay on their executives.
- (6) Excessively priced drugs continue to be an unnecessary burden on Ohio taxpayers that ultimately results in cuts to health care services and providers for people in need.
- (7) Although Ohio has engaged in efforts to reduce prescription drug costs through rebates, drug manufacturers are still able to charge the State more than other government payers for the same medications, resulting in a dramatic imbalance that must be rectified.
- (8) If Ohio is able to pay the same prices for prescription drugs as the amounts paid by the United States Department of Veterans Affairs, it would result in significant savings to Ohio and its taxpayers. This Act is necessary and appropriate to address these public concerns.

(C) Purposes and Intent.

The People of the State of Ohio hereby declare the following purposes and intent in enacting this Act:

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
- (2) To enable significant cost savings to Ohio and its taxpayers for prescription drugs, thus helping to stem the tide of rising health care costs in Ohio.
- (3) To provide for the Act's proper legal defense should it be adopted and thereafter challenged in court.

(D) Drug Pricing.

- (1) Notwithstanding any other provision of law and insofar as may be permissible under federal law, neither the State of Ohio, nor any state department, agency or other state entity, including, but not limited to, the Ohio Department of Aging, the Ohio Department of Health, the Ohio Department of Insurance, the Ohio Department of Jobs and Family Services, and the Ohio Department of Medicaid, shall enter into any agreement with the manufacturer of any drug for the purchase of a prescribed drug or agree to pay, directly or indirectly, for a prescribed drug, unless the net cost of the drug, inclusive of cash discounts, free goods, volume discounts, rebates, or any other discounts or credits, as determined by the purchasing department, agency or entity, is the same as or less than the lowest price paid for the same drug by the United States Department of Veterans Affairs.
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- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
- (4) Each such department, agency or other state entity, may adopt administrative rules to implement the provisions of this section and may seek any waivers of federal law, rule, or regulation necessary to implement the provisions of this section.
- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

(E) Liberal Construction.

This Act shall be liberally construed to effectuate its purpose.

(F) Severability.

If any provision of this Act, or part thereof, or the applicability of any provision or part to any person or circumstances, is for any reason held to be invalid or unconstitutional, the remaining provisions and parts shall not be affected, but shall remain in full force and effect, and to this end the provisions and parts of this Act are severable. If this Act and another law are approved by the voters at the same election with one or more conflicting provisions and this Act receives fewer votes, the non-conflicting provisions of this Act shall go into effect.

(G) Legal Defense.

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions, the Proponents shall be jointly and severally liable to pay a civil fine of \$10,000 to the State of Ohio, but shall have no other personal liability to any person or entity.

STATEMENT OF CIRCULATOR

I, Wayne Rodge, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 28 ~~10~~ 14 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

DRW Campaigns, Inc.
3549 Dort Hwy
Flint Mi. 48507

(Name and address of employer). (The preceding sentence shall be completed as required by section 3501.38 of the Revised Code if the circulator is being employed to circulate the petition.)

I further declare under penalty of election falsification that I witnessed the affixing of every signature to the foregoing petition paper, that all signers were to the best of my knowledge and belief qualified to sign, and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Wayne Rodge
(Signed)

2727 Bryn Mawr
(Address of circulator's permanent residence)
Number and Street, Road or Rural Route

Toledo
City, Village or Township

Ohio 43606
State Zip Code

**WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY
OF A FELONY OF THE FIFTH DEGREE.**