

**IN THE SUPREME COURT OF OHIO**

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

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**APPENDIX 24  
TO  
CHALLENGE TO INITIATIVE PETITION  
UNDER ARTICLE II, SECTION 1g OF THE OHIO CONSTITUTION**

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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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[jschuck@bricker.com](mailto:jschuck@bricker.com)

*Counsel for Relators*

DRW Campaigns LLC Part-Petitions from the Mahoning County Board of Elections .....N-1

Respectfully submitted,

/s/ Anne Marie Sferra  
Kurtis A. Tunnell (0038569)  
*Counsel of Record*  
Anne Marie Sferra (0030855)  
Nelson M. Reid (0068434)  
James P. Schuck (0072356)  
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[jschuck@bricker.com](mailto:jschuck@bricker.com)

**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, 16<sup>th</sup> Floor  
Columbus, Ohio 43215

Hon. Mike DeWine, Esq.  
Ohio Attorney General  
30 E. Broad Street, 14<sup>th</sup> 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 N-1**

**(DRW Campaigns LLC Part-Petitions from the Mahoning County Board of  
Elections)**

Number: 000062

County: Mahoning

(16)

### INITIATIVE PETITION

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

#### TITLE

Ohio Drug Price Relief Act

#### 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.

*And  
15 Valid  
1 Invalid*

*2/3  
Valid - 15  
Not Valid - 1*

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**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:

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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
-----------	--------	----------	--	--------------------

(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 <i>[Handwritten Signature]</i>		Print First Name Kelly	Print Last Name Kantilia	Initial KR
Address on file with the Board of Election 5790 Herbert Rd				
City/Village/Township Canfield	Ward/Precinct OH	Zip Code 44406	County Mahoning	Date of Signing 9-16-10
2. Signature <i>[Handwritten Signature]</i>		Print First Name Colton	Print Last Name Hiner	Initial
Address on file with the Board of Election 831 Thornberry Trail				
City/Village/Township North Lima	Ward/Precinct	Zip Code 44452	County Mahoning	Date of Signing 9-16-15
3. Signature <i>[Handwritten Signature]</i>		Print First Name Emily	Print Last Name Wirtz	Initial EW
Address on file with the Board of Election 5465 W. Backwell Rd.				
City/Village/Township Austintown	Ward/Precinct	Zip Code 44515	County Mahoning	Date of Signing 9-17-15
4. Signature <i>[Handwritten Signature]</i>		Print First Name CHRIS	Print Last Name KITROS	Initial P
Address on file with the Board of Election 4457 WARWICK DR. SOUTH				
City/Village/Township CASSIOWA OH.	Ward/Precinct	Zip Code 44406	County MAHONING	Date of Signing 9-26-15
5. Signature <i>[Handwritten Signature]</i>		Print First Name Sandra	Print Last Name KITROS	Initial L
Address on file with the Board of Election 4457 Warwick Dr. S.				
City/Village/Township Canfield	Ward/Precinct OH	Zip Code 44406	County Mahoning	Date of Signing 9-26-15
6. Signature <i>[Handwritten Signature]</i>		Print First Name John	Print Last Name Hearley	Initial JH
Address on file with the Board of Election 424 Indiana Rd				
City/Village/Township Boardman	Ward/Precinct OH	Zip Code 44512	County Mahoning	Date of Signing 9-26-15
7. Signature <i>[Handwritten Signature]</i>		Print First Name Lisa	Print Last Name PAVEL	Initial LP
Address on file with the Board of Election 424 INDIANOLA RD				
City/Village/Township Boardman	Ward/Precinct OH	Zip Code 44512	County Mahoning	Date of Signing 9-26-15

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8. Signature <i>Tracy L Poe</i>	Print First Name <i>Tracy</i>			Initial <i>LP</i>
	Print Last Name <i>Poe</i>			
Address on file with the Board of Election <i>3647 S. Bailey Rd North Jackson, Ohio</i>				
City/Village/Township <i>JACKSON</i>	Ward/Precinct	Zip Code <i>44451</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>

9. Signature <i>John P</i>	Print First Name <i>John</i>			Initial <i>JP</i>
	Print Last Name <i>P</i>			
Address on file with the Board of Election <i>3647 Bailey Rd.</i>				
City/Village/Township <i>North Jackson</i>	Ward/Precinct	Zip Code <i>44451</i>	County <i>MAHONING</i>	Date of Signing <i>9-26-15</i>

10. Signature <i>Shari Tuttle</i>	Print First Name <i>Shari</i>			Initial <i>ST</i>
	Print Last Name <i>Tuttle</i>			
Address on file with the Board of Election <i>1909 Wendy Lane</i>				
City/Village/Township <i>Poland</i>	Ward/Precinct	Zip Code <i>44514</i>	County <i>Mahoning</i>	Date of Signing <i>9/26/15</i>

11. Signature <i>Robert Tuttle</i>	Print First Name <i>ROBERT</i>			Initial <i>P</i>
	Print Last Name <i>TUTTLE</i>			
Address on file with the Board of Election <i>1909 WENDY LN</i>				
City/Village/Township <i>POLAND</i>	Ward/Precinct	Zip Code <i>44514</i>	County <i>MAHONING</i>	Date of Signing <i>9/26/15</i>

12. Signature <i>Donna Ferraro</i>	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election <i>648 Duke Cir.</i>				
City/Village/Township <i>Austintown</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>

13. Signature <i>Shari Ann Conner</i>	Print First Name			Initial
	Print Last Name			
Address on file with the Board of Election <i>2641 S. Lipkey Road</i>				
City/Village/Township <i>North Jackson</i>	Ward/Precinct	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>

14. Signature <i>Christine A Wint</i>	Print First Name <i>Christine A</i>			Initial
	Print Last Name <i>Wint</i>			
Address on file with the Board of Election <i>795 Sabrina Dr</i>				
City/Village/Township <i>Boardman</i>	Ward/Precinct	Zip Code <i>44512</i>	County <i>Mahoning</i>	Date of Signing <i>9/26/15</i>

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15. Signature: *[Handwritten Signature]*

Print First Name: *Scott* Initial: *D*

Print Last Name: *MAJESKY*

Address on file with the Board of Election: *591 N. Four mile Run Rd*

City/Village/Township: *Yo* Ward/Precinct: \_\_\_\_\_ Zip Code: *44515* County: *MAHONING* Date of Signing: *9/27/15*

16. Signature: *[Handwritten Signature]*

Print First Name: *Melissa* Initial: *D*

Print Last Name: *Denbin*

Address on file with the Board of Election: *2279 Birch TRACE*

City/Village/Township: *Youngstown* Ward/Precinct: \_\_\_\_\_ Zip Code: *44515* County: *Mahoning* Date of Signing: *9/27/15*

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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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, Larry Boyce, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 16 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)

1008 South lawn Ave  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Flint  
City, Village or Township

mi  
State

48507  
Zip Code

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

Number: 000063

County: Mahoning (13)

\*13  
320  
12 Blank  
2 NSCL  
10 valid  
3 invalid

**INITIATIVE PETITION**

1/3

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

**TITLE**

Ohio Drug Price Relief Act

10 valid  
3 18 invalid

**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:

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- Sets forth factors in determining "net cost."
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**CERTIFICATION OF ATTORNEY GENERAL**

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MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

**COMMITTEE TO REPRESENT THE PETITIONERS**

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1243 Wilson Dr.  
Dayton, Ohio 45402

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3811 N. Main St.  
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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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1. Signature 	Print First Name Steven	Initial SBA
	Print Last Name 	

City/Village/Township Poland	County Mahoning	Zip Code 44514	Date of Signing
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2. Signature 	Print First Name Matthew	Initial MJV
	Print Last Name Valicenti	

Address on file with the Board of Election 6641 Apple Ridge Circle			
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City/Village/Township Boardman	Ward/Precinct	Zip Code 44512	County Mahoning	Date of Signing 8/29/15
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3. Signature 	Print First Name James	Initial
	Print Last Name Pisano	

Address on file with the Board of Election 4053 Pleasant Valley Lane			
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City/Village/Township Canfield Township	Ward/Precinct	Zip Code 44406	County Mah	Date of Signing Sep 29 <sup>th</sup> 15
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4. Signature 	Print First Name Doug	Initial DPM
	Print Last Name Melquist	

Address on file with the Board of Election 8127 Thunderbird Ct			
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City/Village/Township Poland	Ward/Precinct	Zip Code 44514	County Mahoning	Date of Signing 9/29/15
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5. Signature 	Print First Name Angela	Initial ADM
	Print Last Name Deibel	

Address on file with the Board of Election 241 High Street			
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City/Village/Township Mahoning	Ward/Precinct canfield	Zip Code 44406	County Mahoning	Date of Signing 9/29/15
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6. Signature 	Print First Name Zack	Initial
	Print Last Name Eckert	

Address on file with the Board of Election 526 Miller Ave			
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City/Village/Township Kent	Ward/Precinct	Zip Code 44240	County Mahoning	Date of Signing 9/29/15
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7. Signature 	Print First Name Matthew	Initial S
	Print Last Name Peylo	

Address on file with the Board of Election 438 Tarante Dr.			
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City/Village/Township Youngstown	Ward/Precinct OH	Zip Code 44512	County Mahoning	Date of Signing 9/29/15
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B. Signature <i>[Signature]</i>	Print First Name <i>Brittney</i>	Initial <i>Bm</i>
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City/Village/Township <i>AUSTINTOWN</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>Mahoning</i>	Date of Signing <i>9/29/15</i>
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9. Signature <i>[Signature]</i>	Print First Name <i>Konstantinos</i>	Initial <i>A</i>
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing <i>10/6/15</i>
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10. Signature <i>Taylor M. Hudak</i>	Print First Name <i>Taylor</i>	Initial <i>M</i>
	Print Last Name <i>Hudak</i>	

Address on file with the Board of Election  
*3835 Francesca Dr.*

City/Village/Township <i>Canfield</i>	Ward/Precinct	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>Oct. 6, 15</i>
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11. Signature <i>[Signature]</i>	Print First Name <i>Alex</i>	Initial
	Print Last Name <i>Omelas</i>	

Address on file with the Board of Election  
*4398 Old Chateaufort*

City/Village/Township <i>Canfield</i>	Ward/Precinct	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>10/6/15</i>
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12. Signature <i>Sydney Miller</i>	Print First Name <i>Sydney</i>	Initial <i>SM</i>
	Print Last Name <i>Miller</i>	

Address on file with the Board of Election  
*382 S. Briarcliff*

City/Village/Township <i>Canfield</i>	Ward/Precinct	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>Oct. 6, 15</i>
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13. Signature <i>[Signature]</i>	Print First Name <i>Daniel DUCANT II</i>	Initial <i>D</i>
	Print Last Name	

Address on file with the Board of Election  
*25 MARKET APT 209*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44509</i>	County <i>Mahoning</i>	Date of Signing <i>10-7-15</i>
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14. Signature <i>[Signature]</i>	Print First Name <i>Paula</i>	Initial <i>J</i>
	Print Last Name <i>SABO</i>	

Address on file with the Board of Election  
*1332 E. Boston Ave*

City/Village/Township <i>Youngstown OH</i>	Ward/Precinct	Zip Code <i>44502</i>	County <i>Mahoning</i>	Date of Signing <i>10-12-15</i>
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15. Signature <i>[Signature]</i>	Print First Name <i>Tara</i>	Initial
	Print Last Name <i>Kalina</i>	

Address on file with the Board of Election  
*198 Willow Bend Dr*

City/Village/Township <i>Amherst</i>	Ward/Precinct <i>G</i>	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>10/13/15</i>
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16. Signature <i>[Signature]</i>	Print First Name <i>Laura</i>	Initial
	Print Last Name <i>ROCH</i>	

Address on file with the Board of Election  
*1125 Cherokee Dr.*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>10/16/15</i>
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17. Signature <i>[Signature]</i>	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.

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**(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 Stoner, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 28 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.

HDS  
(Signed)

9795 W. CR 28  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Fostoria  
City, Village or Township

OH 44830  
State Zip Code

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

Number: 000065

County: MAHoning

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## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

### 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

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1. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Patrick</i>	Initial <i>T</i>
	Print Last Name <i>Block</i>	

Address on file with the Board of Election  
*2837 Elmwood Ave*

City/Village/Township <i>Aust. town</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>Mahoning</i>	Date of Signing <i>9/26/15</i>
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2. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Michelle</i>	Initial <i>S</i>
	Print Last Name <i>Williams</i>	

Address on file with the Board of Election  
*1700 W WESTERN RESERVE RD*

City/Village/Township <i>Poland</i>	Ward/Precinct	Zip Code <i>OH</i>	County <i>MAHONING</i>	Date of Signing <i>9-26-15</i>
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3. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Brian</i>	Initial <i>M.</i>
	Print Last Name <i>Williams</i>	

Address on file with the Board of Election  
*159 Idlewood Road*

City/Village/Township <i>Austintown</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>
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4. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Angelo</i>	Initial <i>AD</i>
	Print Last Name <i>D'Errico</i>	

Address on file with the Board of Election  
*2181 Innwood DR*

City/Village/Township <i>Austintown, Ohio</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>MAH.</i>	Date of Signing <i>9/26/2015</i>
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5. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Penny Torres</i>	Initial <i>W</i>
	Print Last Name <i>Penny Torres</i>	

Address on file with the Board of Election  
*771 Oakridge Dr*

City/Village/Township <i>Boardman Twp. Ohio</i>	Ward/Precinct <i>YOUNG</i>	Zip Code <i>44512</i>	County <i>Mahoning Ct.</i>	Date of Signing <i>9-26-15</i>
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6. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Cynthia</i>	Initial <i>R</i>
	Print Last Name <i>Bella</i>	

Address on file with the Board of Election  
*6612 Appleridge Dr*

City/Village/Township <i>Yo.-Bclm Twpshp Yo.-Ohio</i>	Ward/Precinct	Zip Code <i>44512</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>
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7. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Eric J. Crowell</i>	Initial <i>J</i>
	Print Last Name <i>Crowell</i>	

Address on file with the Board of Election  
*30 Massachusetts Ave*

City/Village/Township <i>Poland</i>	Ward/Precinct	Zip Code <i>44514</i>	County <i>Mahoning</i>	Date of Signing <i>9-26-15</i>
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8. Signature <i>Jennifer Cromwell</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election <i>30 Massachusetts Ave.</i>				
City/Village/Township <i>Poland</i>	Ward/Precinct	Zip Code <i>44514</i>	County <i>Mahoning</i>	Date of Signing <i>9-27-15</i>

9. Signature <i>Herbert C. Shives</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election <i>846 Bose St.</i>				
City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44506</i>	County <i>Mahoning</i>	Date of Signing <i>9-27-15</i>

10. Signature <i>Rebecca Osborne</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election <i>3370 - apt 1 Fl 1 Loc Dr</i>				
City/Village/Township <i>40 Ohio 44511</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>9-27-15</i>

11. Signature <i>Roger Bischoff</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election <i>3370 Fl 10R DR #1</i>				
City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>9-27-15</i>

12. Signature	Print First Name	Initial
	Print Last Name	

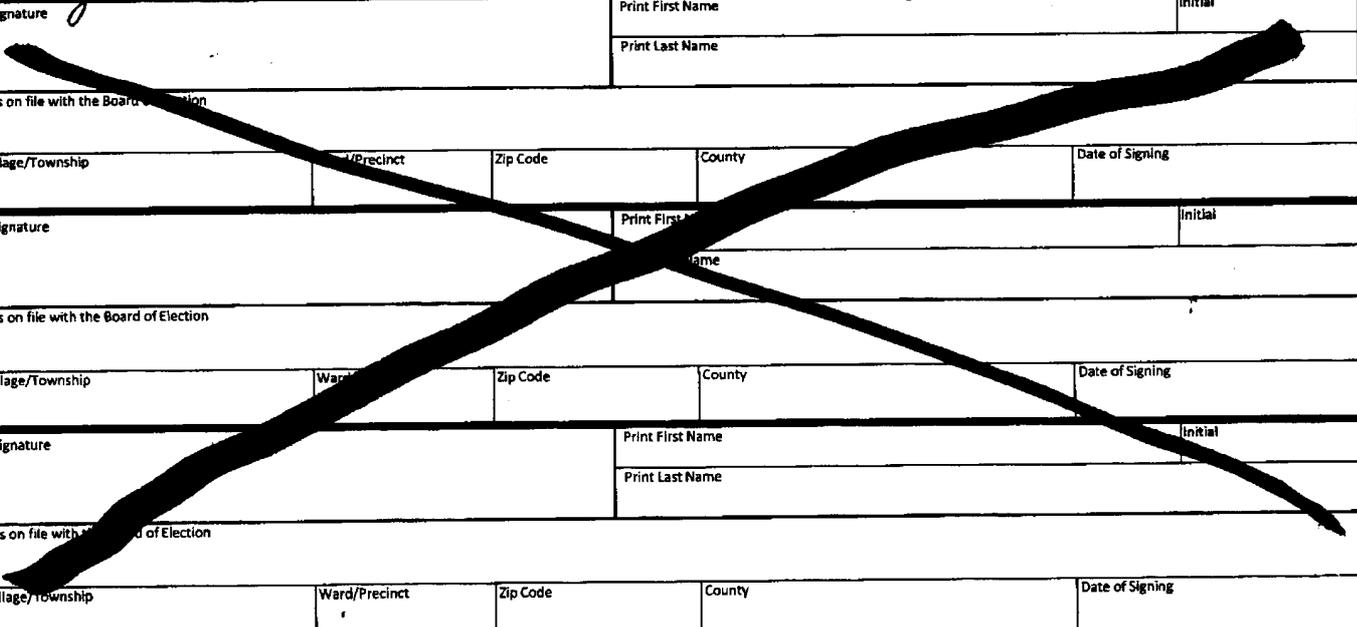
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

13. Signature	Print First Name	Initial
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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.

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**(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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**(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, Timothy C. McPhail, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 11 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

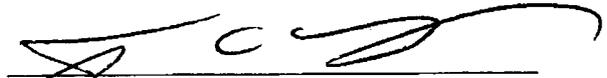
**DRW Campaigns, Inc.**

**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)

8119 Continental Ave  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

WARRIEN  
City, Village or Township

Mi 48069  
State Zip Code

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

Number: [REDACTED]

County: Mahoning ⑦

000069

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

5 valid  
15 invalid

21  
210  
11 blocks  
2nd level  
level 1  
invalid

• 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

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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		Initial	
		Amanda		AH	
Address		Print Last Name			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Fostoria		44830	Hancock	9/23/15	
2. Signature		Print First Name		Initial	
Jordan Morelli		Jordan Morelli		JM	
Address on file with the Board of Election		Print Last Name			
1527 N. Duck Creek		Morelli			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
N. Jackson		44451	Mahoning	9/23/15	
3. Signature		Print First Name		Initial	
Brianna DeRose		Brianna		BD	
Address on file with the Board of Election		Print Last Name			
7870 Cedar Park Dr.		DeRose			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Canfield		44406	Mahoning	9-28-15	
4. Signature		Print First Name		Initial	
Morgan DeCandia		Morgan			
Address on file with the Board of Election		Print Last Name			
427 Millbrook St.		DeCandia			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Canfield	OH	44406	Mahoning	9-28-15	
5. Signature		Print First Name		Initial	
Deanna Gifford		Deanna		L	
Address on file with the Board of Election		Print Last Name			
12234 Blosser Road		Gifford			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Abeta Lima		44452	Mahoning	9-28-15	
6. Signature		Print First Name		Initial	
Sydney Opacien		Sydney			
Address on file with the Board of Election		Print Last Name			
159 Jade Circle		Opacien			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Canfield		44406	Mahoning	9-28-15	
7. Signature		Print First Name		Initial	
Channing Clayton		CHANNING		CC	
Address on file with the Board of Election		Print Last Name			
8285 Pinerhill Dr		CLAYTON			
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Poland		44514	Mahoning	9-28-15	

LO

NRB

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8. Signature <i>Melanie Banko</i>	Print First Name <i>Melanie</i>	Initial <i>M</i>
	Print Last Name <i>Banko</i>	

Address on file with the Board of Election  
*5575 Millerock Blvd.*

City/Village/Township <i>Boardman</i>	Ward/Precinct	Zip Code <i>44512</i>	County <i>Mahoning</i>	Date of Signing <i>9/28/15</i>
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9. Signature <del><i>[Signature]</i></del>	Print First Name <del><i>[Name]</i></del>	Initial <i>T</i>
	Print Last Name <del><i>[Name]</i></del>	

Address on file with the Board of Election  
~~*[Address]*~~

City/Village/Township <del><i>[City]</i></del>	Ward/Precinct	Zip Code <del><i>[Zip]</i></del>	County <del><i>[County]</i></del>	Date of Signing <del><i>[Date]</i></del>
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## FULL TEXT OF LAW

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

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- (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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**(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.

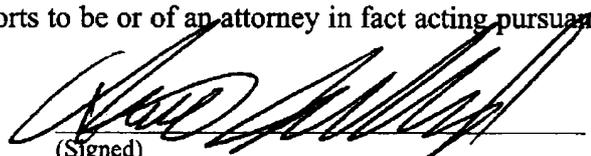
STATEMENT OF CIRCULATOR

I, Nida Sabbarh, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2 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)

525 N Main St

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

Foston

City, Village or Township

OH

State

44830

Zip Code

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

Number: 000073

County: Mahoning 5-V

5

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

### 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.

5

**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>Ashlee Taylor</i>	Print First Name <i>Ashlee</i>	Initial <i>AT</i>
	Print Last Name <i>Taylor</i>	

Address on file with the Board of Election  
*339 S. Evanston*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44509</i>	County <i>Mahoning</i>	Date of Signing <i>9-18-15</i>
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2. Signature <i>Cynthia Fleece</i>	Print First Name <i>Cynthia</i>	Initial <i>E</i>
	Print Last Name <i>Fleece</i>	

Address on file with the Board of Election  
*3497 Kiwatha Road*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>9-24-2015</i>
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3. Signature <i>Derral Brandon</i>	Print First Name <i>Derral</i>	Initial
	Print Last Name <i>Brandon</i>	

Address on file with the Board of Election  
*420 Freendale*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>9-24-2015</i>
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4. Signature <i>Shella Fregan</i>	Print First Name <i>Shella</i>	Initial
	Print Last Name <i>Fregan</i>	

Address on file with the Board of Election  
*238 Upland Ave*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44504</i>	County <i>Mahoning</i>	Date of Signing <i>9-24-15</i>
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5. Signature <i>Francesco Sanford</i>	Print First Name <i>FRANCESCO</i>	Initial
	Print Last Name <i>SANFORD</i>	

Address on file with the Board of Election  
*775 FAIRMONT AVE.*

City/Village/Township <i>YOUNGSTOWN</i>	Ward/Precinct	Zip Code <i>44510</i>	County <i>MAHONING</i>	Date of Signing <i>9/24/15</i>
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6. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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7. Signature	Print First Name	Initial
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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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12. Signature	Print First Name	Initial
	Print Last Name	

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

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16. Signature	Print First Name	Initial
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17. Signature	Print First Name	Initial
	Print Last Name	

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18. Signature	Print First Name	Initial
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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19. Signature	Print First Name	Initial
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24. Signature	Print First Name	Initial
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25. Signature	Print First Name	Initial
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27. Signature	Print First Name	Initial
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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.
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This Act shall be liberally construed to effectuate its purpose.

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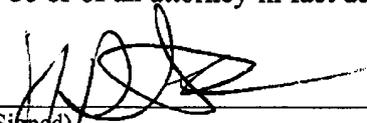
STATEMENT OF CIRCULATOR

I, Kathy Stoman, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 5 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

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**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.)

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(Signed)

9795 W.CI.28  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Flint, OH  
City, Village or Township

OH 44830  
State Zip Code

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

Number: 000074

County: Mahtoning

## INITIATIVE PETITION

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

⑤  
Invalid  
Invalid  


### TITLE

Ohio Drug Price Relief Act

### SUMMARY

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Ohio Attorney General  
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1. Signature <i>[Handwritten Signature]</i>	Print First Name VICTORIA	Initial L
	Print Last Name Murray	

Address on file with the Board of Election  
3913 Timber Ln

City/Village/Township Livingston	Ward/Precinct	Zip Code 44511	County Mahoning Count	Date of Signing 9/29/15
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2. Signature <i>[Handwritten Signature]</i>	Print First Name Elizabeth	Initial A
	Print Last Name Zeno	

Address on file with the Board of Election  
7340 Coddler's Run

City/Village/Township Poland	Ward/Precinct	Zip Code 44514	County Mahoning Count	Date of Signing 9/29/15
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3. Signature <i>[Handwritten Signature]</i>	Print First Name Gabriella <del>Mediati</del>	Initial E
	Print Last Name Mediati	

Address on file with the Board of Election  
17 Echo Rd

City/Village/Township Poland	Ward/Precinct	Zip Code 44514	County Mahoning	Date of Signing 10/1/15
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4. Signature <i>[Handwritten Signature]</i>	Print First Name Jeri	Initial B
	Print Last Name Wentman	

Address on file with the Board of Election  
7773 Crest Line Rd

City/Village/Township Poland	Ward/Precinct	Zip Code 44514	County Mahoning	Date of Signing 10-1-15
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5. Signature <i>[Handwritten Signature]</i>	Print First Name NICOLE	Initial
	Print Last Name Ravotti	

Address on file with the Board of Election  
7385 Salmos trail

City/Village/Township Boardman	Ward/Precinct	Zip Code 44512	County mahoning	Date of Signing 10/1/15
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6. 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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7. 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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## 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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**(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, DAVE IRWIN, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 5 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

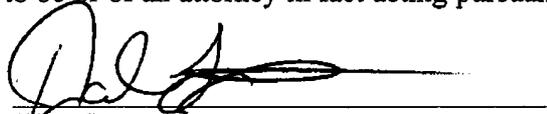
**DRW Campaigns, Inc.**

**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  
State

48502  
Zip Code

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

Number: 000075

County: Mahoning

*Invalid  
Invalid*

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

### 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.

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**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>Kristy Hoard</i>	Print First Name <i>Kristy</i>	Initial <i>L</i>	Print Last Name <i>Hoard</i>
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Address on file with the Board of Election  
*26 Tuttle Lane*

City/Village/Township <i>Garard</i>	Ward/Precinct	Zip Code <i>44420</i>	County <i>Mahoning</i>	Date of Signing <i>8/31/15</i>
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2. Signature <i>Karen Platt</i>	Print First Name <i>KAREN'S.</i>	Initial	Print Last Name <i>PLATT</i>
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Address on file with the Board of Election  
*137 S. MAIN ST*

City/Village/Township <i>AUSTINTOWN</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>MAHONING</i>	Date of Signing <i>9-4-15</i>
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3. Signature <i>Deon Moore</i>	Print First Name <i>DEON</i>	Initial <i>J</i>	Print Last Name <i>Moore</i>
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Address on file with the Board of Election  
*2011 elm St.*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44505</i>	County <i>Mahoning</i>	Date of Signing <i>9/9/15</i>
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4. Signature <i>Vanessa Jean Briggs</i>	Print First Name <i>Vanessa</i>	Initial <i>J</i>	Print Last Name <i>Briggs</i>
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Address on file with the Board of Election  
*131 Boardman St. # 308*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44503</i>	County <i>Mahoning</i>	Date of Signing <i>9-21-15</i>
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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.

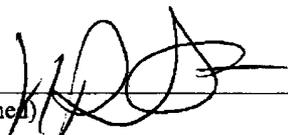
STATEMENT OF CIRCULATOR

I, Halley Stroman, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 4 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.I.28

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

Flint

City, Village or Township

MI

State

48507

Zip Code

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

*Final  
3 Valid  
1 Invalid*

Number: 000077

County: Franklin

*(4)  
3 Valid  
1 Invalid*  


**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

**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 <i>Judy J Sommers</i>	Print First Name <i>Judy</i>	Initial <i>J</i>
Print Last Name <i>SOMMERS</i>		

Address on file with the Board of Election <i>2693 Pritchard Chillicothe Rd. S.W.</i>					
City/Village/Township <i>Warren</i>	Ward/Precinct	Zip Code <i>44481</i>	County <i>Mahoning</i>	Date of Signing <i>10-06-15</i>	

2. Signature <i>Brenden Lydic</i>	Print First Name <i>Brenden</i>	Initial <i>BL</i>
Print Last Name <i>Lydic</i>		

Address on file with the Board of Election <i>6105 Southern Hills Ct.</i>					
City/Village/Township <i>Cantfield</i>	Ward/Precinct	Zip Code <i>44406</i>	County <i>Mahoning</i>	Date of Signing <i>10/5/15</i>	

3. Signature <i>Arianae Billingsley</i>	Print First Name <i>Arianae</i>	Initial
Print Last Name <i>Billingsley</i>		

Address on file with the Board of Election <i>434 W. Judson Ave</i>					
City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>10/5/15</i>	

4. Signature <i>Jacob Adams</i>	Print First Name <i>JACOB</i>	Initial <i>R</i>
Print Last Name <i>ADAMS</i>		

Address on file with the Board of Election <i>6807 Pinebrook CT</i>					
City/Village/Township <i>Hustintown</i>	Ward/Precinct	Zip Code <i>44515</i>	County <i>Mahoning</i>	Date of Signing <i>10/5/15</i>	

5. Signature	Print First Name	Initial
Print Last Name		

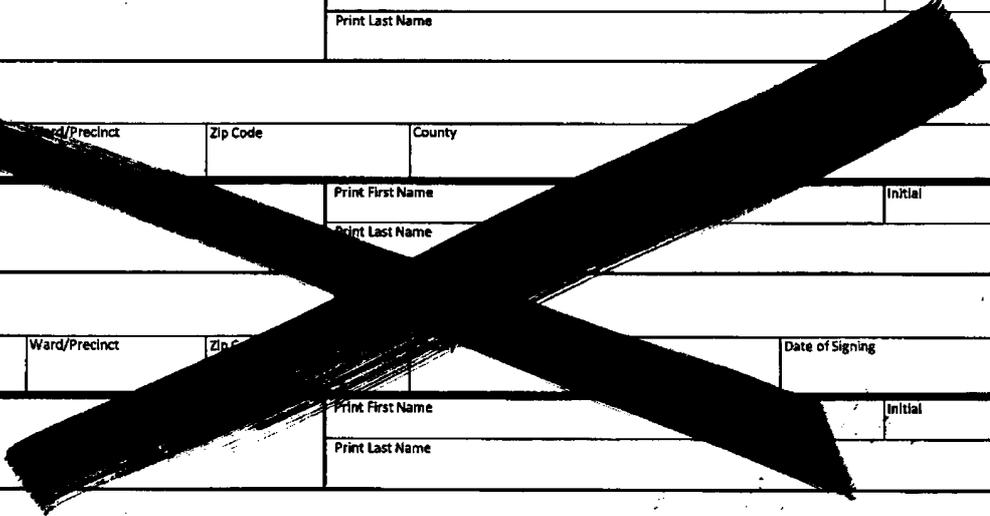
Address on file with the Board of Election					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	

6. 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	

7. 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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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	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	County	County	Date of Signing
12. Signature		Print First Name		Initial
		Print Last Name		
Address on file with the Board of Election				
City/Village/Township	Zip Code	County	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	
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				
	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	
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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	
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, Stephanie Cole, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 4 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.

Stephanie Cole  
(Signed)

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

Akron  
City, Village or Township

OH                      44306  
State                                      Zip Code

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

*Not Valid  
Invalid  
Signature*

Number: 000078

County: Mahoning

*Valid  
3  
Signature*

**INITIATIVE PETITION**

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

**TITLE**

**Ohio Drug Price Relief Act**

**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

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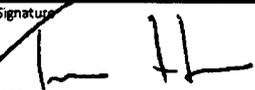
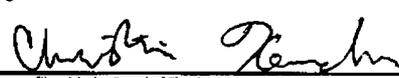
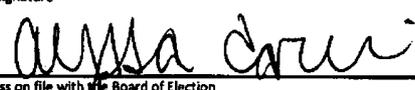
**(Sign with ink. Your name, residence, and date of signing must be given.)**

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1. Signature 	Print First Name Tyler	Initial TH		
Address on file with the Board of Election 4338 Kenybrook Dr				
City/Village/Township Youngstown	Ward/Precinct OH	Zip Code 44511	County Mahoning	Date of Signing 9/27/15
2. Signature 	Print First Name Christina	Initial CX		
Address on file with the Board of Election 4932 Signature Circle				
City/Village/Township Austintown	Ward/Precinct	Zip Code 44515	County mahoning	Date of Signing 9/23/15
3. Signature 	Print First Name Alyssa	Initial AC		
Address on file with the Board of Election 8441 Hilltop Dr.				
City/Village/Township Poland	Ward/Precinct	Zip Code 44514	County Mahoning	Date of Signing 9/23/15
4. 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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## 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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**(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, Russell Barry, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 3 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.

Russell Barry

(Signed)

4116 N Merritt Dr

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

Midland

City, Village or Township

MI

State

48640

Zip Code

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

Number: 000085

County: Mehoning Valid = 0 / 1

*Not  
Invalid*

INITIATIVE PETITION *Valid - 1*  
~~Invalid~~

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

**TITLE**

Total 1 OK

Ohio Drug Price Relief Act

**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.

1  
5

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Ohio Attorney General  
August 3, 2015

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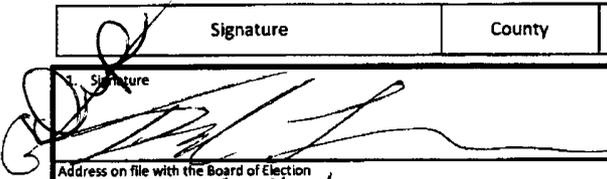
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Signature 	Print First Name David	Initial DL
Print Last Name Larson		

Address on file with the Board of Election  
 3885 Timothy Lane

City/Village/Township Youngstown	Ward/Precinct	Zip Code 44511	County Mahoning	Date of Signing 10/5/15
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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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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, Oscar Hatcher, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1 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)

501 Mineola ave

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

Akron Akron

City, Village or Township

OH:0

State

44326

Zip Code

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

Invalid  
110

Number: 000086

County: Mahoning

**INITIATIVE PETITION**

Valid = 1  
Invalid = 0  
Total 100

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

**TITLE**

Ohio Drug Price Relief Act

**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
-----------	--------	----------	--	--------------------

(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	[REDACTED]				
Address on file with the Board of Election					
City/Village/Township					

2. Signature	Print First Name	Initial
<i>Ben Watson</i>	<i>BENJAMIN</i>	<i>BW</i>
	Print Last Name	
	<i>WATSON</i>	

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>New Ross Township</i>	<i>7</i>	<i>44589</i>	<i>Madison</i>	<i>10/20/15</i>

3. 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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4. 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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5. 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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6. 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
-----------------------	---------------	----------	--------	-----------------

7. 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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**MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS**

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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	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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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
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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
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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
	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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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
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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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**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
-----------	--------	-----------------	-------------------	---------------	--------------------

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

**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
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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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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, Stephen Micena, 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)  
475 Champlain St  
\_\_\_\_\_  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Akron  
\_\_\_\_\_  
City, Village or Township  
oh                      44306  
\_\_\_\_\_  
State                                      Zip Code

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

*Invalid*

Number: 000087

County: Mahtoning 1

**INITIATIVE PETITION**

*Valid 1*  
*Invalid 0 1/1*

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

**TITLE**

*Total = 1 0*

**Ohio Drug Price Relief Act**

**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

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1. Signature <i>[Handwritten Signature]</i>	Print First Name <i>Carl</i>	Initial <i>J</i>
Print Last Name <i>Bunofskel Bunofsky</i>		

Address on file with the Board of Election  
*1900 Harwood ave*

City/Village/Township <i>Sturtevant</i>	Ward/Precinct	Zip Code <i>44471</i>	County <i>Mahoning</i>	Date of Signing <i>9-25-13</i>
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2. Signature	Print First Name	Initial
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.

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**(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.

*Dino Ulickof*

STATEMENT OF CIRCULATOR

I, *Dino Ulickof*, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1 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.

*Dino Ulickof*  
(Signed)  
*3433 W 9th St. Dtl.*  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
*Cleveland*  
City, Village or Township  
*Ohio 44102*  
State Zip Code

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

Number: 000088

County: Mahoning

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

**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.

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total 1 OK*

**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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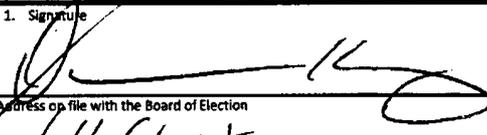
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	Print Last Name <i>King</i>	

Address on file with the Board of Election  
*611 Colcord*

City/Village/Township <i>Gunston</i>	Ward/Precinct	Zip Code <i>44511</i>	County <i>Mahoning</i>	Date of Signing <i>9-11-15</i>
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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.

*Dino Wilcox*

**STATEMENT OF CIRCULATOR**

I, *Dino Wilcox*, 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.

*Dino Wilcox*  
(Signed)

*3549 Dort Hwy. Del.*  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

*Cleveland*  
City, Village or Township

*Ohio*      *44102*  
State                      Zip Code

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

Number: ~~4~~ \_\_\_\_\_

County: Mahoning ①

000093

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

*Invalid/Valid*  
0  
*Ha*

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	Print First Name <i>Victoria</i>	Initial <i>J</i>
	Print Last Name <i>Fraas</i>	

Address on file with the Board of Election  
*4905 Howard St*

City/Village/Township <i>Youngstown</i>	Ward/Precinct	Zip Code <i>44572</i>	County <i>Mahoning</i>	Date of Signing <i>8/30/15</i>
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2. 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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3. 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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4. 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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5. 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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6. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

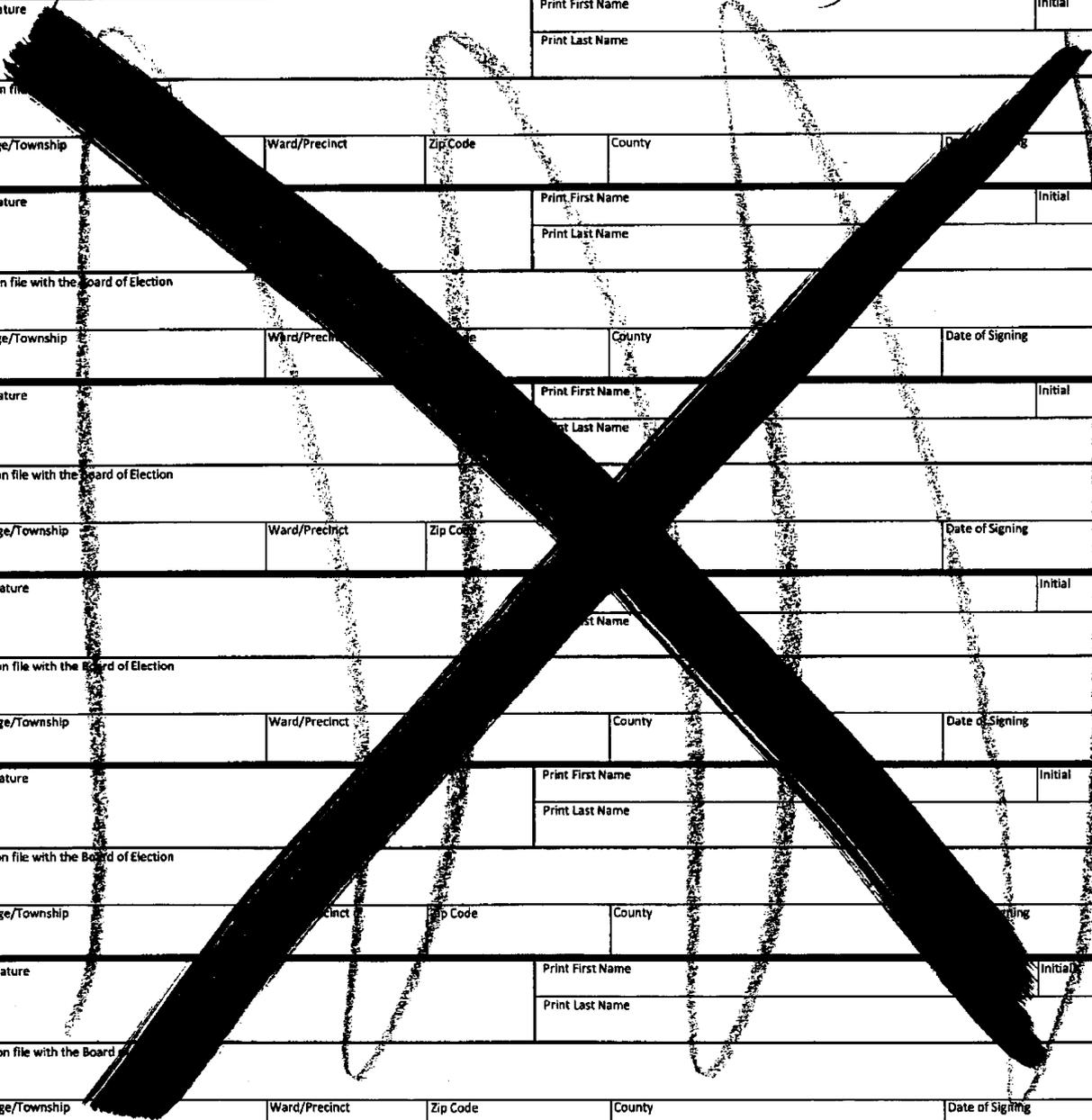
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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7. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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



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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	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
9. 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
10. 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
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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**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	
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	

**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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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, Larry Boyce, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 1 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)

1002 Southlawn Ave  
(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.**

*And  
Valid  
JLO*

Number: 000094

County: MAHONING

1

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

*1/2  
Valid  
Initiated*

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**

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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

*[Redacted Signature]*

City: *[Redacted]*

2. Signature

*Mat Skrobot*

Print First Name: *mat* Initial: *T*

Print Last Name: *skrobot*

Address on file with the Board of Election: *4060 Nottingham ave*

City/Village/Township: *Youngstown* Ward/Precinct: *[Redacted]* Zip Code: *44451* County: *Mahoning* Date of Signing: *10/15/18*

3. Signature

*[Redacted Signature]*

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

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

City/Village/Township: *Youngstown* Ward/Precinct: *[Redacted]* Zip Code: *44509* County: *Mahoning* Date of Signing: *10/20/15*

4. 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: \_\_\_\_\_

5. 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: \_\_\_\_\_

6. 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: \_\_\_\_\_

7. 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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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
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24. Signature	Print First Name	Initial
	Print Last Name	

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25. Signature	Print First Name	Initial
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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.

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**(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, Lisa Henderson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 3 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.

*Lisa Henderson*  
(Signed)

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

AKRON  
City, Village or Township

OH 44305  
State Zip Code

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