

IN THE SUPREME COURT OF OHIO

The Ohio Manufacturers' Association, et al., :  
: **Case No. 2016-0313**  
Relators, :  
: **Original Action Under Article II,**  
v. : **Section 1g of the Ohio Constitution**  
: **Ohioans for Drug Price Relief Act, et al.,**  
: **Respondents.**

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APPENDIX 5 TO  
RELATORS' MOTION FOR PARTIAL SUMMARY JUDGMENT

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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  
(614) 227-2300 (Telephone)  
(614) 227-2390 (Facsimile)  
[ktunnell@bricker.com](mailto:ktunnell@bricker.com)  
[asferra@bricker.com](mailto:asferra@bricker.com)  
[nreid@bricker.com](mailto:nreid@bricker.com)  
[jschuck@bricker.com](mailto:jschuck@bricker.com)  
*Counsel for Relators*

MICHAEL DeWINE (0009181)  
Ohio Attorney General  
  
Steven T. Voigt (0092879)  
Senior Assistant Attorney General  
Brodi J. Conover (0092082)  
Assistant Attorney General  
Constitutional Offices Section  
30 E. Broad Street, 16<sup>th</sup> Floor  
Columbus, Ohio 43215  
(614) 466-2872 (Telephone)  
(614) 728-7592 (Facsimile)  
[steven.voigt@ohioattorneygeneral.gov](mailto:steven.voigt@ohioattorneygeneral.gov)  
[brodi.conover@ohioattorneygeneral.gov](mailto:brodi.conover@ohioattorneygeneral.gov)  
*Counsel for Respondent Secretary Jon Husted*

Donald J. McTigue (0022849)  
J. Corey Colombo (0072398)  
Derek S. Clinger (0092075)  
McTIGUE & COLOMBO LLC  
545 East Town Street  
Columbus, Ohio 43215  
(614) 263-7000 (Telephone)  
(614) 263-7078 (Facsimile)  
[dmctigue@electionlawgroup.com](mailto:dmctigue@electionlawgroup.com)  
[ccolombo@electionlawgroup.com](mailto:ccolombo@electionlawgroup.com)  
[dclinger@electionlawgroup.com](mailto:dclinger@electionlawgroup.com)  
*Counsel for Respondents William S. Booth,  
Daniel L. Darland, Tracy L. Jones, and  
Latonya D. Thurman*

Affidavit of David Hasman..... E  
Exhibit 2 – Roy Jackson Part-Petitions for Belmont, Cark, Coshocton, Cuyahoga,  
Delaware, Fairfield, Fayette, Franklin, and Greene Counties

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)  
BRICKER & ECKLER LLP  
100 South Third Street  
Columbus, Ohio 43215  
(614) 227-2300 (Telephone)  
(614) 227-2390 (Facsimile)  
[ktunnell@bricker.com](mailto:ktunnell@bricker.com)  
[asferra@bricker.com](mailto:asferra@bricker.com)  
[nreid@bricker.com](mailto:nreid@bricker.com)  
[jschuck@bricker.com](mailto:jschuck@bricker.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served via electronic mail on  
May 13, 2016 upon:

MICHAEL DeWINE  
Ohio Attorney General

Steven T. Voigt  
Senior Assistant Attorney General  
Brodi J. Conover  
Assistant Attorney General  
Constitutional Offices Section  
30 E. Broad Street, 16<sup>th</sup> Floor  
Columbus, Ohio 43215  
[steven.voigt@ohioattorneygeneral.gov](mailto:steven.voigt@ohioattorneygeneral.gov)  
[brodi.conover@ohioattorneygeneral.gov](mailto:brodi.conover@ohioattorneygeneral.gov)  
*Counsel for Respondent Secretary Jon  
Husted*

Donald J. McTigue  
J. Corey Colombo  
Derek S. Clinger  
MCTIGUE & COLOMBO LLC  
545 East Town Street  
Columbus, Ohio 43215  
[dmctigue@electionlawgroup.com](mailto:dmctigue@electionlawgroup.com)  
[ccolombo@electionlawgroup.com](mailto:ccolombo@electionlawgroup.com)  
*Counsel for Respondents William S. Booth,  
Daniel L. Darland, Tracy L. Jones, and  
Latonya D. Thurman*

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

**Exhibit 2 to**  
**Affidavit of David Hasman**

**(Roy Jackson Part-Petitions)**  
**(Belmont, Clark, Coshocton, Cuyahoga, Delaware, Fairfield, Fayette,**  
**Franklin, and Greene Counties)**

**Roy Jackson**  
**Belmont County Part-Petitions**

Number: 000001

County: Belmont

3 6

## INITIATIVE PETITION

2-VALID  
1-INVALID  
3-TOTAL

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

### TITLE

609579

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**

B

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>Sue Allen</i>	Print First Name <i>Sue</i>	Initial
	Print Last Name <i>Allen</i>	

Address on file with the Board of Election

City/Village/Township <i>Sharon</i>	Ward/Precinct	Zip Code <i>43947</i>	County <i>Belmont</i>	Date of Signing <i>10-1-15</i>
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2. Signature <i>Cristina Allen</i>	Print First Name <i>Cristina</i>	Initial
	Print Last Name <i>Allen</i>	

Address on file with the Board of Election

City/Village/Township <i>Shady Side</i>	Ward/Precinct	Zip Code <i>43947</i>	County <i>Belmont</i>	Date of Signing <i>10/10/2015</i>
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3. Signature <i>Kim Lawrence</i>	Print First Name <i>Kim</i>	Initial
	Print Last Name <i>Lawrence</i>	

Address on file with the Board of Election

City/Village/Township <i>Shady Side</i>	Ward/Precinct <i>04</i>	Zip Code <i>43947</i>	County <i>Belmont</i>	Date of Signing <i>12/10/15</i>
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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	
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5. Signature	Print First Name	Initial
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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

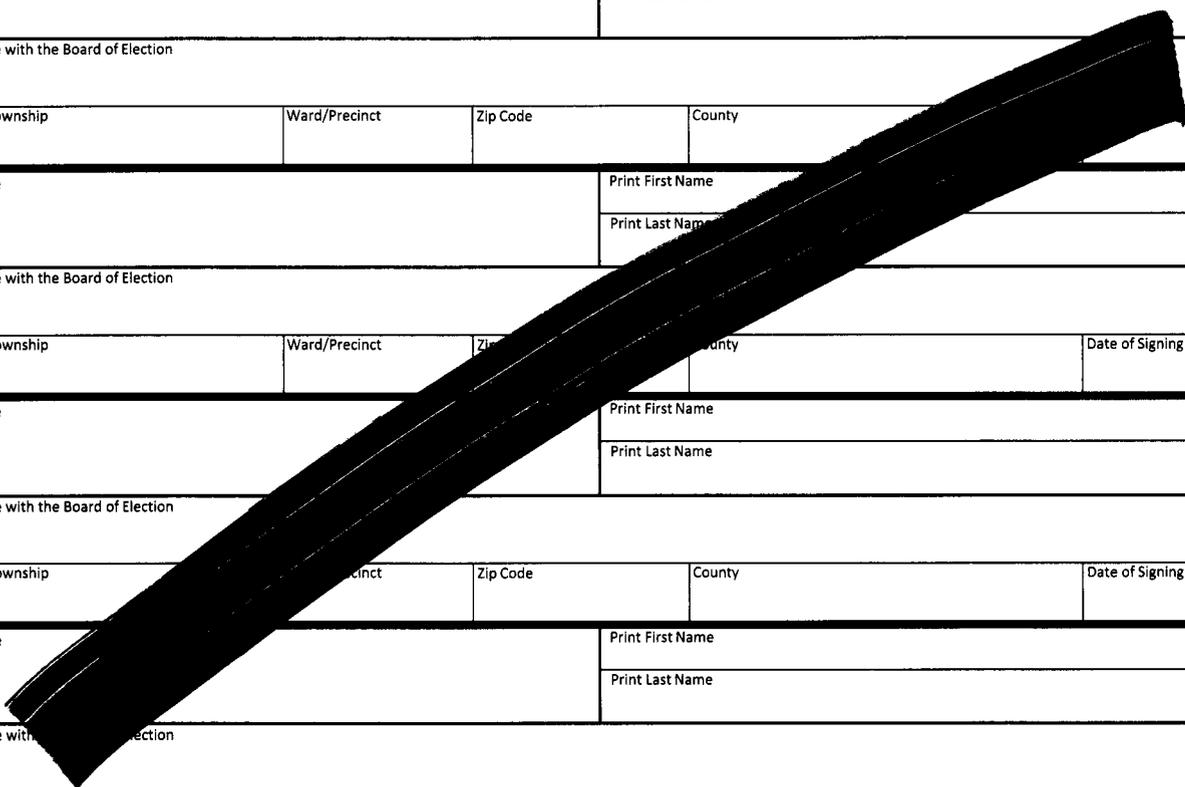
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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7. Signature	Print First Name	Initial
	Print Last Name	

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



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8. Signature	Print First Name	Initial
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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
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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11. 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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12. 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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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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16. Signature	Print First Name	Initial
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17. 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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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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20. Signature	Print First Name	Initial
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21. Signature	Print First Name	Initial
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23. Signature	Print First Name	Initial
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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24. Signature	Print First Name	Initial
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25. Signature	Print First Name	Initial
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26. Signature	Print First Name	Initial
	Print Last Name	

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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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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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28. 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.

**(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, Roy Jackson, 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

**Direct Democracy Unlimited**

~~2500 W Orange Ave Fullerton, CA 92833~~

~~Direct Democracy Unlimited~~

~~2500 W Orange Ave Fullerton, CA 92833~~

(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.

RQ

(Signed)

2100 Bruce Blvd

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

Reynoldsburg

City, Village or Township

OH 43061

State

Zip Code

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

7

**Roy Jackson**  
**Clark County Part-Petitions**

Number: 000090

County: Clark

3

**INITIATIVE PETITION**

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

*3-Valid  
0-Invalid  
12-28-15  
WAS*

**TITLE**

Ohio Drug Price Relief Act

**017816**

**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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- 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.
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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

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

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Joseph A. Fazio</i>	Print First Name <i>JOSEPH</i>	Initial <i>A</i>
	Print Last Name <i>FAZIO</i>	

Address on file with the Board of Election:  
*3951 TACOMA ST*

City/Village/Township <i>SPRINGFIELD</i>	Ward/Precinct <i>1</i>	Zip Code <i>45503</i>	County <i>CLARK</i>	Date of Signing <i>10-10-15</i>
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2. Signature <i>Grace A Terrell</i>	Print First Name <i>Grace</i>	Initial <i>A</i>
	Print Last Name <i>Terrell</i>	

Address on file with the Board of Election:  
*27 Roseland Ave W*

City/Village/Township <i>Springfield</i>	Ward/Precinct <i>6</i>	Zip Code <i>45503</i>	County <i>CLARK</i>	Date of Signing <i>10-10-15</i>
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3. Signature <i>Bruce Terrell</i>	Print First Name <i>Bruce</i>	Initial <i>B</i>
	Print Last Name <i>Terrell</i>	

Address on file with the Board of Election:  
*27 Roseland Ave W*

City/Village/Township <i>Springfield</i>	Ward/Precinct	Zip Code <i>45503</i>	County <i>CLARK</i>	Date of Signing <i>10-10-15</i>
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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:

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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
	Print Last Name	

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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.

**(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.

60858

STATEMENT OF CIRCULATOR

I, Ray Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orange Grove Ave Fullerton, CA 92833**

(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.

Ray Jackson  
(Signed)

2160 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH 43068  
State Zip Code

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

Number: 000097

County: Clerk <sup>1-V.</sup> 12/28/15  
cm

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

**017823**

### 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>Matthew</i>	Initial <i>D</i>
	Print Last Name <i>Neiswinger</i>	

Address on file with the Board of Election  
*352 S. Broadmeor Blvd*

City/Village/Township <i>Springfield</i>	Ward/Precinct	Zip Code <i>45504</i>	County <i>Clark</i>	Date of Signing <i>10/13/15</i>
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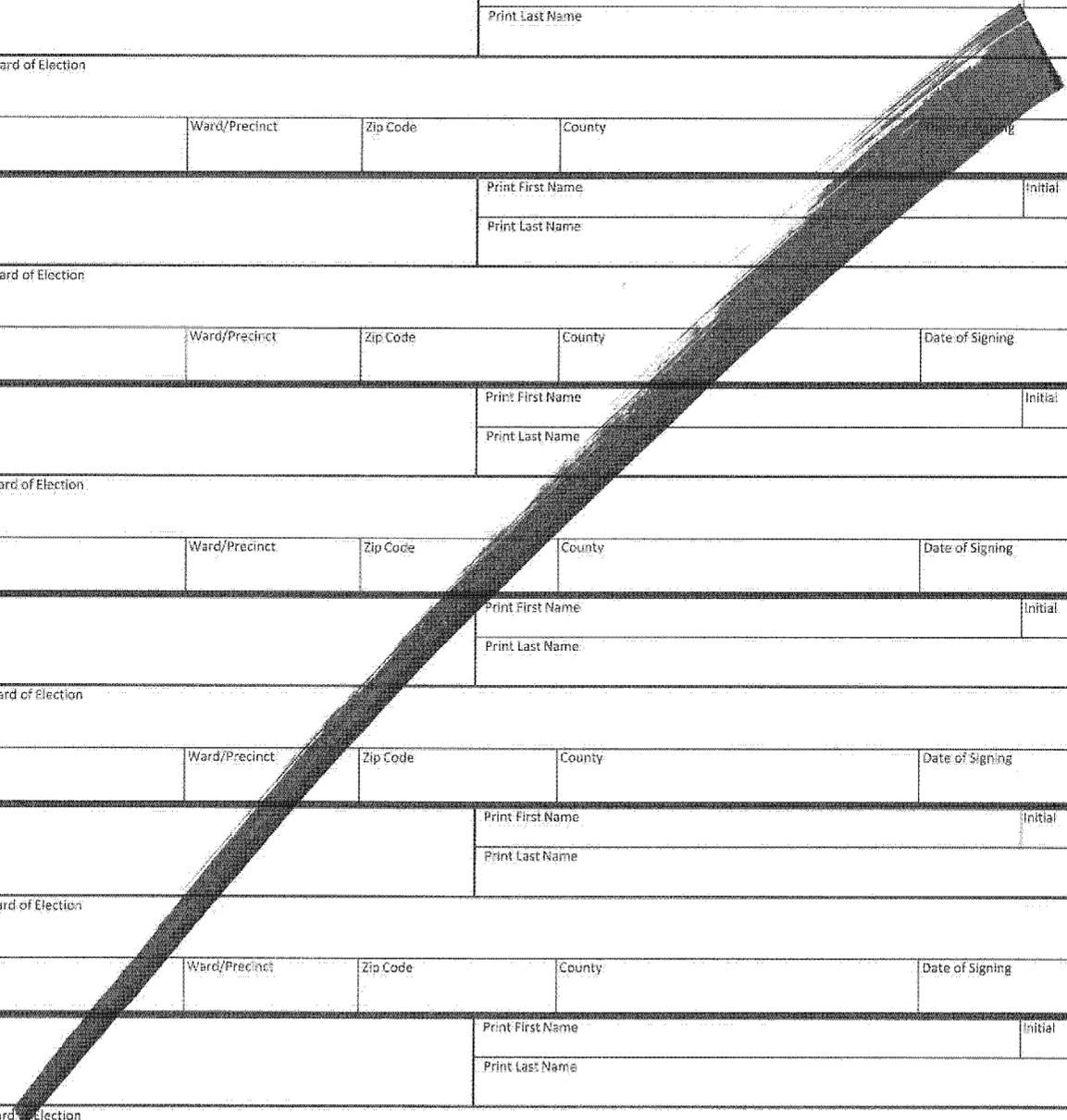
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## FULL TEXT OF LAW

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, Ray Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

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

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

[Signature]  
(Signed)  
2102 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

**Roy Jackson**  
**Coshocton County Part-Petitions**

000008

Number: \_\_\_\_\_

County: Coshocton

3

**INITIATIVE PETITION**

Receipt #: 003 ID# 15120L

Part 8 of 13

Number of Signatures on Part: 3

Invalid # of Signatures: 1

Valid # of Signatures: 2 Initial: SAS

Law Proposed by Initiative Petition First to be Submitted to

**TITLE**

Ohio Drug Price Relief Act

• 109901

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

1. Signature <i>Jacqueline C. Salmans</i>	Print First Name	<i>Jacqueline</i>	Initial	<i>C</i>
	Print Last Name	<i>Salmans</i>		
Address on file with the Board of Election <i>1670 Marion Dr</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Coshocton</i>		<i>43812</i>	<i>Coshocton</i>	<i>10/10/15</i>

2. Signature <i>[Signature]</i>	Print First Name	<i>Dustin</i>	Initial	<i>C</i>
	Print Last Name	<i>Blakely</i>		
Address on file with the Board of Election <i>23530 TR 1192</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Coshocton</i>		<i>43812</i>	<i>Coshocton</i>	<i>10/10/15</i>

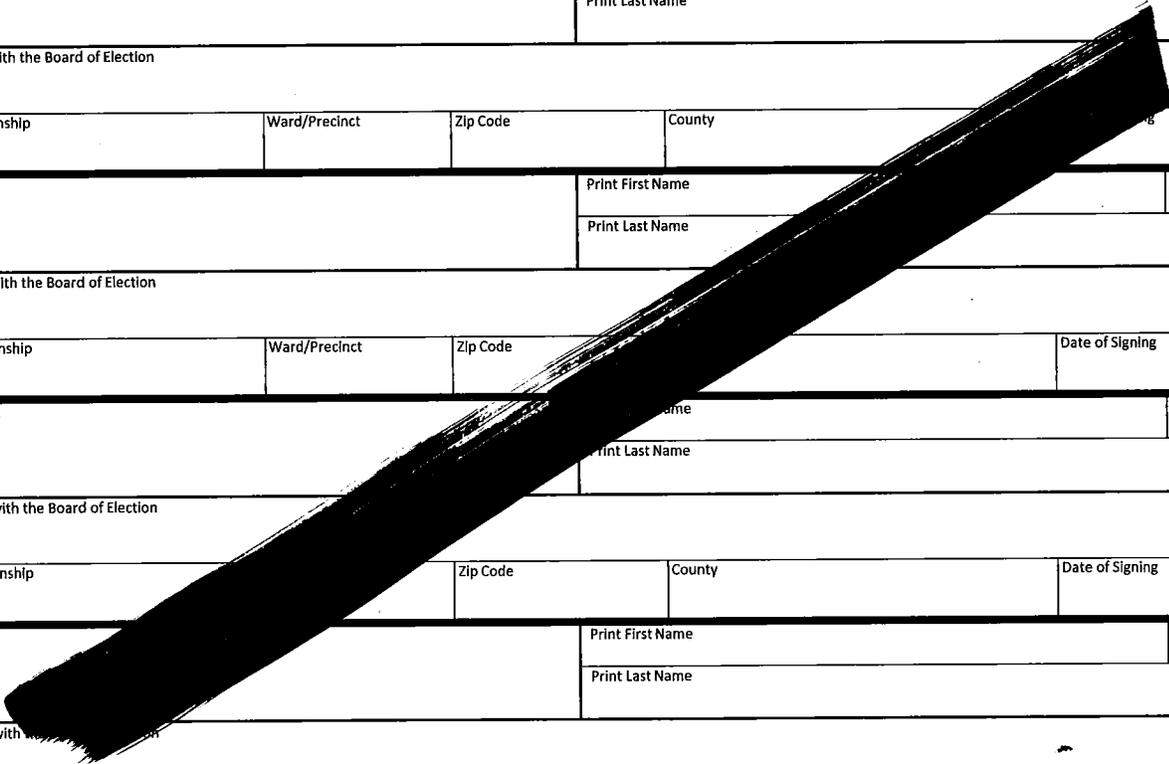
3. Signature <i>[Signature]</i>	Print First Name	<i>Jacqueline</i>	Initial	
	Print Last Name	<i>Panzer</i>		
Address on file with the Board of Election <i>800 Severn Drive</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Coshocton</i>		<i>43812</i>	<i>Coshocton</i>	<i>10/14/15</i>

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	

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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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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	Print Last Name	

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

RJ  
(Signed)

2100 Price Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Raymond Long  
City, Village or Township

018 48064  
State Zip Code

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

**Roy Jackson**  
**Cuyahoga County Part-Petitions**

Number: 001378

County: Cuyahoga

9

**INITIATIVE PETITION**

547863

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

Cuyahoga County

Section # 1018

TREG #

Operator Initials

19  
ST

**TITLE**

Ohio Drug Price Relief Act

Section: 1018

Valid:5

**SUMMARY**

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

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

## **CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

## **COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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



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

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

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

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

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

8. Signature <i>David &amp; Turner</i>		Print First Name <i>David</i>	Initial
Address on file with the Board of Election <i>12518 Crown</i>		Print Last Name <i>Turner</i>	
City/Village/Township <i>Cleveland</i>	Ward/Precinct	Zip Code <i>44105</i>	County <i>Cuyahoga</i>
			Date of Signing <i>10-15-15</i>

*NR*

9. Signature <i>Ronald Brooks</i>		Print First Name <i>Ronald</i>	Initial <i>RB</i>
Address on file with the Board of Election <i>3655 E. 147th</i>		Print Last Name <i>Brooks</i>	
City/Village/Township <i>Cleveland</i>	Ward/Precinct <i>4</i>	Zip Code <i>44120</i>	County <i>Cuyahoga</i>
			Date of Signing <i>10/15/15</i>

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
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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

Ray  
(Signed)

2100 Bruce Rd

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

Reynoldsburg

City, Village or Township

OH                      43086  
State                                      Zip Code

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

**Roy Jackson**  
**Delaware County Part-Petitions**

Number: 000060

County: Delaware

8

**INITIATIVE PETITION**

**418769**

⑥  
CAC

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.

⑧

**CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

**COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

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1. Signature <i>Nita Adkins</i>	Print First Name Nita	Initial	Print Last Name Adkins
------------------------------------	--------------------------	---------	---------------------------

Address on file with the Board of Election  
*503 Walnut Blvd*

City/Village/Township <i>Lewis Center</i>	Ward/Precinct <i>04</i>	Zip Code <i>43035</i>	County <i>Delaware</i>	Date of Signing <i>10/11/15</i>
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2. Signature <i>up</i>	Print First Name <i>Alex</i>	Initial	Print Last Name <i>Gruen</i>
---------------------------	---------------------------------	---------	---------------------------------

Address on file with the Board of Election  
*17 west land way*

City/Village/Township <i>Delaware</i>	Ward/Precinct <i>03</i>	Zip Code <i>43045</i>	County <i>Delaware</i>	Date of Signing <i>10-13-15</i>
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3. Signature <i>Nancy Gibson</i>	Print First Name Nancy	Initial <i>h</i>	Print Last Name Gibson
-------------------------------------	---------------------------	---------------------	---------------------------

Address on file with the Board of Election  
*681 Holly Road*

City/Village/Township <i>Delaware</i>	Ward/Precinct	Zip Code <i>43015</i>	County <i>Delaware</i>	Date of Signing <i>10-13-15</i>
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4. Signature <i>Rachel Bussard</i>	Print First Name Rachel	Initial <i>R</i>	Print Last Name Bussard
---------------------------------------	----------------------------	---------------------	----------------------------

Address on file with the Board of Election  
*3 South Central st*

City/Village/Township <i>Ashley</i>	Ward/Precinct	Zip Code <i>43003</i>	County <i>Delaware</i>	Date of Signing <i>10-13-15</i>
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5. Signature <i>Michael Tweedle</i>	Print First Name Michael	Initial	Print Last Name Tweedle
--	-----------------------------	---------	----------------------------

Address on file with the Board of Election  
*2650 Wymond Blvd*

City/Village/Township <i>Powell</i>	Ward/Precinct	Zip Code <i>43065</i>	County <i>Delaware</i>	Date of Signing <i>10-13-15</i>
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6. Signature <i>Marcus brown</i>	Print First Name Marcus	Initial	Print Last Name brown
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Address on file with the Board of Election  
*431 Vulet of*

City/Village/Township <i>Galeton</i>	Ward/Precinct <i>6</i>	Zip Code <i>43021</i>	County <i>Delaware</i>	Date of Signing <i>10-13-15</i>
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7. Signature <i>Sarah Brown</i>	Print First Name Sarah	Initial <i>SRB</i>	Print Last Name Brown
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Address on file with the Board of Election  
*6128 Keats Place*

City/Village/Township <i>Hasterville</i>	Ward/Precinct <i>04</i>	Zip Code <i>43082</i>	County <i>Delaware</i>	Date of Signing <i>10/14/15</i>
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8. Signature 	Print First Name Kathryn	Initial m
	Print Last Name Denny	

Address on file with the Board of Election

City/Village/Township Dublin	Ward/Precinct	Zip Code 43017	County Delaware	Date of Signing 10-14-15
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9. Signature 	Print First Name Christian	Initial cc
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Address on file with the Board of Election

City/Village/Township Columbus Delaware	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
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Address on file with the Board of Election

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13. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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14. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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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.

**Roy Jackson**  
**Fairfield County Part-Petitions**

Number: 000051

County: Fairfield

14

## INITIATIVE PETITION

*Valid  
7 PD*

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

### TITLE

Ohio Drug Price Relief Act

012179

### 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."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
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- Provide that in the event that the Act and another law are adopted by the voters at the same election and contain conflicting provisions and the Act received less votes, the non-conflicting provisions of the Act shall take effect.
- Require the General Assembly to enact any additional laws and the Governor to take any additional actions required to promptly implement the Act.

**CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

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Dayton, Ohio 45402

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Dayton, Ohio 45405

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1. Signature 	Print First Name	Joseph	Initial	JB
	Print Last Name	Borge		

Address on file with the Board of Election  
676 Rulo

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Fairfield		43147	Fairfield	10/11/15

2. Signature 	Print First Name	Bailey	Initial	B
	Print Last Name	Weghorst		

Address on file with the Board of Election  
13265 Tollgate Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43144	Fairfield	10/11/15

3. Signature 	Print First Name	Nancy	Initial	N
	Print Last Name	Pecher		

Address on file with the Board of Election  
2704 Turnberry Rd.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Fairfield		43141	Fairfield	10/11/15

4. Signature 	Print First Name	Eweriddyn	Initial	E
	Print Last Name	Simon	Simon	

Address on file with the Board of Election  
200 Bentley Station P1

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Fairfield	10/11/15

5. Signature 	Print First Name	Jay	Initial	J
	Print Last Name	Hollingshead		

Address on file with the Board of Election  
808 Oakshire Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10-11-15

6. Signature 	Print First Name	Charles S	Initial	CS
	Print Last Name	Robinson		

Address on file with the Board of Election  
641 Theron Drive

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

7. Signature 	Print First Name	Hermona	Initial	H
	Print Last Name	Robinson		

Address on file with the Board of Election  
641 Theron Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

**NOTICE**

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

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(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	Stephanie	Initial
	Print Last Name	Niazi	

Address on file with the Board of Election  
208 Pickerington Ridge Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

9. Signature 	Print First Name	John	Initial
	Print Last Name	Banks Sr.	

Address on file with the Board of Election  
700 Brighton St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

10. Signature 	Print First Name	Kisha	Initial
	Print Last Name	Hill	

Address on file with the Board of Election  
1325 Lands End Circle

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10-11-15

11. Signature 	Print First Name	DON	Initial
	Print Last Name	HAIGHT	

Address on file with the Board of Election  
~~13740~~ 1012 Aberdeen CT

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	FAIRFIELD	10-11-15

12. Signature 	Print First Name	Sarah	Initial
	Print Last Name	Haight	

Address on file with the Board of Election  
1012 Aberdeen CT

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10-11-15

13. Signature 	Print First Name	Candace	Initial
	Print Last Name	Johnson	

Address on file with the Board of Election  
811 Refugee Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

14. Signature 	Print First Name	Steve	Initial
	Print Last Name	McAllister	

Address on file with the Board of Election  
1324 Durham Ct

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10-11-15

Handwritten red checkmarks and initials (NR, NKA, NHA) on the left margin.

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

16. Signature					
City/Village					

17. Signature					
City/Village					

18. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

I, Roy Jacobs, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 17 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

Direct Democracy Unlimited  
2500 W. ORANGEHOLM AVE FULLERTON, CA 92833

(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.

RJ  
(Signed)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH 43068  
State Zip Code

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

Number: 000057

County: Franklin  
Farfield

12

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

012185

*Handwritten:* A. Svalua

### 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.

NOTICE

FR

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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 	Print First Name	Eric	Initial	
	Print Last Name	Schooten		

Address on file with the Board of Election  
6085 Reynoldsburg - Best Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10-10-15

2. Signature 	Print First Name	Amber	Initial	
	Print Last Name	MASON		

Address on file with the Board of Election  
2677 Highland Park Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Fairfield	10-11-15

3. Signature 	Print First Name	Derrick	Initial	DM
	Print Last Name	Martin		

Address on file with the Board of Election  
7059 WINDSOR CT

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Fairfield	10-11-15

4. Signature 	Print First Name	Bernice	Initial	
	Print Last Name	Raybor?		

Address on file with the Board of Election  
7084 Susannah Dr. R

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Fairfield	10/11/15

5. Signature 	Print First Name	Matthew	Initial	W.
	Print Last Name	Leist		

Address on file with the Board of Election  
98 Elmwood St.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Fairfield	10/11/15

6. Signature 	Print First Name		Initial	
Print Last Name				

7. Signature 	Print First Name	Monika	Initial	
	Print Last Name	Birtcher		

Address on file with the Board of Election  
7260 Stonefall Ct

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Fairfield	10/11/15

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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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NOTICE

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15. Signature

[Redacted Signature]

City

[Redacted City]

16. Signature

[Signature]

Print First Name: Matthew  
Print Last Name: Greene  
Initial: [Blank]

Address on file with the Board of Election: 6633 Kennington Sq N

City/Village/Township: Pickerington  
Ward/Precinct: BA  
Zip Code: 43147  
County: Fairfield  
Date of Signing: 10/13/15

17. Signature

[Signature]

Print First Name: Robert  
Print Last Name: Collins  
Initial: RC

Address on file with the Board of Election: 184 Cardinal Ct

City/Village/Township: Pickerington  
Ward/Precinct: [Blank]  
Zip Code: 43147  
County: Fairfield  
Date of Signing: 10/13/15

18. Signature

[Signature]

Print First Name: Paula  
Print Last Name: Timmons  
Initial: [Blank]

Address on file with the Board of Election: 3920 Baltimore Somerset Rd.

City/Village/Township: Millersport  
Ward/Precinct: [Blank]  
Zip Code: 43046  
County: Fairfield  
Date of Signing: 10/13/15

19. Signature

[Signature]

Print First Name: Jacob  
Print Last Name: Monroel  
Initial: JM

Address on file with the Board of Election: 347 Colony Park Drive

City/Village/Township: Pickerington  
Ward/Precinct: [Blank]  
Zip Code: 43147  
County: Fairfield  
Date of Signing: 10/13/15

20. Signature

[Signature]

Print First Name: Noah  
Print Last Name: Heilman  
Initial: NH

Address on file with the Board of Election: 4303 Wyndham Circle P

City/Village/Township: Pickerington  
Ward/Precinct: [Blank]  
Zip Code: 43147  
County: Fairfield  
Date of Signing: 10/13/15

21. Signature

[Signature]

Print First Name: RACHEL  
Print Last Name: CARSEY  
Initial: RAC

Address on file with the Board of Election: 4104 Canal Rd NE

City/Village/Township: Pleasantville  
Ward/Precinct: [Blank]  
Zip Code: 43128  
County: Fairfield  
Date of Signing: 10/14/15

✓

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✓

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✓

STATEMENT OF CIRCULATOR

I, Roy Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 14 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

Direct Democracy Unlimited  
2500 W. ORANGEHORPE AVE FULLERTON CA 92833

(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.

RJ  
(Signed)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH      43061  
State                      Zip Code

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

**Roy Jackson**  
**Fayette County Part-Petitions**

Number: 000044

County: Fayette

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

240852

### SUMMARY

*1 voted  
for*

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**

F

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1. Signature 	Print First Name Megan	Initial
	Print Last Name Gerian	

Address on file with the Board of Election

130 W. Temple Street				
City/Village/Township Wash C.H.	Ward/Precinct	Zip Code 43160	County Fayette	Date of Signing 10.13.15

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

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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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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

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

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

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

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

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

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

## FULL TEXT OF LAW

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

### **Chapter 194: Drug Price Relief**

#### **Section 194.01**

##### **(A) Title.**

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

##### **(B) Findings and Declarations.**

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

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

##### **(C) Purposes and Intent.**

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

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

STATEMENT OF CIRCULATOR

I, Roy Jackson, 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

Direct Democracy Unlimited  
2500 W. ORANGETHORPE AVE FULLERTON, CA 92833  
(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.

RA  
(Signed)  
2100 Brice Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

**Roy Jackson**  
**Franklin County Part-Petitions**

Number: 000027

County: Franklin

28

411491

## INITIATIVE PETITION

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

17 valid  
11 invalid  
(17)

### 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.

28

**CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

**COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

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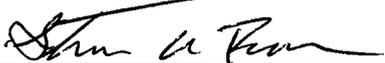
*(Sign with ink. Your name, residence, and date of signing must be given.)*

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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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	Steve	Initial	
	Print Last Name	Brown		

Address on file with the Board of Election  
3077 st rd 290 urbana

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Ohio Columbus		43204	Franklin	10/13/15

2. Signature 	Print First Name	Emily Dunleville	Initial	ED
	Print Last Name	Dunleville		

Address on file with the Board of Election  
2048 Fishinger Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43221	Franklin	10.13.15

3. Signature 	Print First Name	Anthony	Initial	ASF
	Print Last Name	Ford		

Address on file with the Board of Election  
3381 Yorkshire Terrace / C5

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43232	Franklin	10/13/15

4. Signature 	Print First Name	Mekiah	Initial	
	Print Last Name	Williams		

Address on file with the Board of Election  
1198 Anslow Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43204	Franklin	10/13/15

5. Signature 	Print First Name	Isaac	Initial	
	Print Last Name	Bettinger		

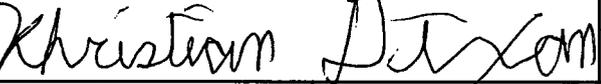
Address on file with the Board of Election  
304 East 13th Avenue

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43202	Franklin	10/13/15

6. Signature 	Print First Name	Justice	Initial	T
	Print Last Name	Mitchell		

Address on file with the Board of Election  
394 Chattoly Lane

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43207	Franklin	10/13/2015

7. Signature 	Print First Name	Kristian	Initial	
	Print Last Name	Dixon		

Address on file with the Board of Election  
5181 ebright rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Canal Winchester		43110	Franklin	10/13/15

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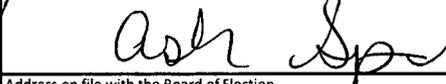
8. Signature 		Print First Name Morgan	Initial MH
Address on file with the Board of Election 880 Higbee Dr N		Print Last Name Hoberg	
City/Village/Township Columbus	Ward/Precinct	Zip Code 43207	County Franklin
			Date of Signing 10-13-15

9. Signature 		Print First Name Cortland	Initial M
Address on file with the Board of Election 2685 Carifa Dr.		Print Last Name Fitzgerald	
City/Village/Township Hilliard	Ward/Precinct	Zip Code 43026	County Franklin
			Date of Signing 10-13-15

10. Signature 		Print First Name Dennis	Initial U
Address on file with the Board of Election 1083 Torrey Hill Dr.		Print Last Name Gonzalez	
City/Village/Township Columbus	Ward/Precinct	Zip Code 43228	County Franklin
			Date of Signing 10-13-15

11. Signature 		Print First Name Savonte	Initial
Address on file with the Board of Election 651 Athens Street		Print Last Name Tate	
City/Village/Township Columbus	Ward/Precinct	Zip Code 43204	County Franklin
			Date of Signing 10-13-15

12. Signature 		Print First Name Emily	Initial EA
Address on file with the Board of Election 7751 Natalia Dr.		Print Last Name Howell	
City/Village/Township Columbus	Ward/Precinct	Zip Code 43232	County Franklin
			Date of Signing 10/13/15

13. Signature 		Print First Name Ashley	Initial
Address on file with the Board of Election 5351 Loxmoor Ln		Print Last Name Spire	
City/Village/Township Westerville	Ward/Precinct	Zip Code 43081	County Franklin
			Date of Signing 10/13/15

14. Signature 		Print First Name Noah	Initial
Address on file with the Board of Election 3187 Columbus St		Print Last Name LaVigne	
City/Village/Township "	Ward/Precinct	Zip Code 43123	County Franklin
			Date of Signing 10/13/15

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6

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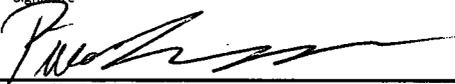
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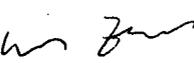
Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature 	Print First Name NITZHONIA BROWN		Initial L	
	Print Last Name BROWN			
Address on file with the Board of Election 5129 Orange Blossom Ct				
City/Village/Township Gahanna	Ward/Precinct 43230	Zip Code FRANKLIN	County	Date of Signing 10/13/15

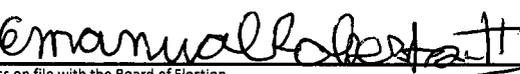
16. Signature 	Print First Name Shanika		Initial S.K.	
	Print Last Name Kelley			
Address on file with the Board of Election 117 N. Burgess				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43204	County Franklin	Date of Signing 10-13-15

17. Signature 	Print First Name Paige Tetzlaff		Initial K	
	Print Last Name Tetzlaff			
Address on file with the Board of Election 605 Deerwood Ave				
City/Village/Township Gahanna	Ward/Precinct	Zip Code Ohio	County Franklin	Date of Signing 10-13-15

18. Signature 	Print First Name Craig		Initial CS	
	Print Last Name Sloan			
Address on file with the Board of Election 5233 Leafy Glade Dr.				
City/Village/Township Canal Winchester	Ward/Precinct	Zip Code 43110	County Franklin	Date of Signing 10/13/15

19. Signature 	Print First Name Eric		Initial	
	Print Last Name Farris			
Address on file with the Board of Election 331 Sturbridge Rd				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43228	County Franklin	Date of Signing 10/13/15

20. Signature 	Print First Name Annemola		Initial K	
	Print Last Name Baker			
Address on file with the Board of Election 2453 Yates Ave				
City/Village/Township Grove City	Ward/Precinct	Zip Code 43123	County Franklin	Date of Signing 10/13/15

21. Signature 	Print First Name Emmanuel		Initial E.	
	Print Last Name Roberts			
Address on file with the Board of Election 2867 Heatherleaf Way				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43231	County Franklin	Date of Signing 10/13/15

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5

22. Signature	Print First Name	Initial
<i>Shelita</i>	<i>Shelita</i>	<i>SL</i>
Address on file with the Board of Election	Print Last Name	
<i>1006 Oaks Blvd</i>	<i>Boyd</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Cos Ohio</i>		<i>43228</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

23. Signature	Print First Name	Initial
<i>Tabitha Manning</i>	<i>Tabitha</i>	<i>R</i>
Address on file with the Board of Election	Print Last Name	
<i>1545 Ringfield Dr.</i>	<i>Manning</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Columbus</i>		<i>43119</i>
County	Date of Signing	
<i>Franklin</i>	<i>10/14/15</i>	

24. Signature	Print First Name	Initial
<i>Adam Mullins</i>	<i>Adam</i>	<i>AM</i>
Address on file with the Board of Election	Print Last Name	
<i>5227 Awoy Road</i>	<i>Mullins</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Dublin</i>		<i>43016</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

25. Signature	Print First Name	Initial
<i>Margaret L. Madden</i>	<i>Margaret</i>	
Address on file with the Board of Election	Print Last Name	
<i>488 Deer Run Ct.</i>	<i>Madden</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Westerville</i>		<i>43081</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

NR

26. Signature	Print First Name	Initial
<i>Insha</i>	<i>Insha</i>	<i>IG</i>
Address on file with the Board of Election	Print Last Name	
<i>243 E Chittenden Ave Apt A</i>	<i>Garrettson</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Columbus</i>		<i>43201</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

27. Signature	Print First Name	Initial
<i>Chida</i>	<i>Chida</i>	<i>CB</i>
Address on file with the Board of Election	Print Last Name	
<i>4288 Golden Gate sq. w</i>	<i>Bhattacharai</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Columbus</i>		<i>43224</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

NR

28. Signature	Print First Name	Initial
<i>Michael</i>	<i>Michael</i>	
Address on file with the Board of Election	Print Last Name	
<i>4218 Sonnen Cx</i>	<i>Smith</i>	
City/Village/Township	Ward/Precinct	Zip Code
<i>Columbus</i>		<i>43230</i>
County	Date of Signing	
<i>Franklin</i>	<i>10-14-15</i>	

## 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, Roy Jackson, 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

**Direct Democracy Unlimited**  
2500 W Orangethorpe Ave Fullerton, CA 92833

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

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

(Signed) [Signature]

2100 Bruce Rd

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

Reynolds  
City, Village or Township

OR 43066  
State Zip Code

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

**INITIATIVE PETITION**

**411520**

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

V-16  
FV-11  
Blank-1

*Jim De*

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 Act shall remain in effect.
- Provide that if the Act is challenged in court, it shall be defended.
- Declare that the committee of individuals responsible for circulating the Act (the "Committee") have a direct and personal stake in defending the Act and any one member of the Committee shall be personally and expensively liable for the costs and expenses in defending against a legal challenge to the Act. Provide that the Committee shall be severally liable to pay a civil fine of \$10,000 to the state if the Act is held 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 General Assembly 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.

*Circulator not found*

*Jim De*

**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**

R

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

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

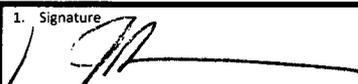
**(Sign with ink. Your name, residence, and date of signing must be given.)**

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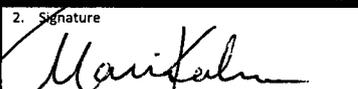
(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

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

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

Address on file with the Board of Election				
596 BAZESONY Ave				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43235	Franklin	10/11/15

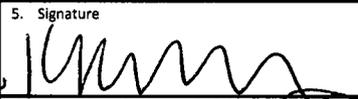
2. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
1624 Preston Woods Ct				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43235	Franklin	10/11/2015

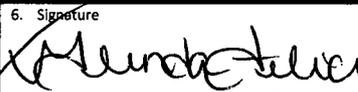
[REDACTED]				
[REDACTED]				
[REDACTED]				

4. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
1728 Meigsner Run Dr.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grandview		43215	Franklin	10/10/15

5. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
2490 Sawmill Village Ct				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Winton		43235	Franklin	10/10/15

6. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
3978 Banner Trail Dr.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Canal Winchester		43110	Franklin	10/10/15

7. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election				
5538 Foxhollow Lane				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Westerville		43081	Franklin	10/10/15

**NOTICE**

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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8. Signature <i>Barbara Shaw</i>	Print First Name	<i>BARBARA</i>	Initial	<i>A</i>
	Print Last Name	<i>SHAW</i>		

Address on file with the Board of Election  
*2119 CREEKVIEW CT.*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>FRANKLIN</i>	<i>10/11/15</i>

9. Signature <i>MP Payden Simpson</i>	Print First Name	<i>Payden</i>	Initial	
	Print Last Name	<i>Simpson</i>		

Address on file with the Board of Election  
*142 Wagnalls Ct*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Pickerington</i>		<i>43147</i>	<i>Franklin</i>	<i>10/11/15</i>

10. Signature <i>Wanetta Radden</i>	Print First Name	<i>Wanetta</i>	Initial	
	Print Last Name	<i>Radden</i>		

Address on file with the Board of Election  
*1479 E 22nd Ave*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Col</i>		<i>43211</i>	<i>Frank</i>	<i>10/11/15</i>

11. Signature <i>Yvette Barnes</i>	Print First Name	<i>YVETTE</i>	Initial	
	Print Last Name	<i>BARNES</i>		

Address on file with the Board of Election  
*115 SANDRACA DRIVE*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>REYNOLDSBURG</i>		<i>43068</i>	<i>FRANKLIN</i>	<i>10/11/15</i>

12. Signature <i>CAROLINE HAALEY</i>	Print First Name	<i>Caroline</i>	Initial	
	Print Last Name	<i>HALEY</i>		

Address on file with the Board of Election  
*7175 SUSANNAH DR*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>Fairfield</i>	<i>10/11/15</i>

13. Signature <i>Kira Honeywell</i>	Print First Name	<i>Kira</i>	Initial	
	Print Last Name	<i>Honeywell</i>		

Address on file with the Board of Election  
*2233 Pinecrest Ln Apt F*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>Franklin</i>	<i>10/11/15</i>

14. Signature <i>Nicole Chiles</i>	Print First Name	<i>Nicole</i>	Initial	
	Print Last Name	<i>Chiles</i>		

Address on file with the Board of Election  
*6696 Centennial Drive*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>Franklin</i>	<i>10/11/15</i>

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Milagros Botello</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*1170 Arkwood Ave*

City/Village/Township <i>Cols</i>	Ward/Precinct	Zip Code <i>43227</i>	County <i>Franklin</i>	Date of Signing <i>10/11/15</i>
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16. Signature <i>Cynthia Shannon</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*4601 Refugee Road*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>	County <i>Franklin</i>	Date of Signing <i>10/11/15</i>
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17. Signature <i>Catherine Harman</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*395 Buckeye Circle*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43217</i>	County <i>Franklin</i>	Date of Signing <i>10-11-15</i>
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18. Signature <i>Nicole VonVite</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*60890 Gilette Drive*

City/Village/Township <i>Reynoldsburg</i>	Ward/Precinct	Zip Code <i>43069</i>	County <i>Franklin</i>	Date of Signing <i>10-11-15</i>
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19. Signature <i>Jayiesha Fleming</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*5397 Jack Russell Way*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>	County <i>Franklin</i>	Date of Signing <i>10.11.15</i>
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20. Signature <i>Shanice Harris</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*8217 Forest Pointe*

City/Village/Township <i>blacklick</i>	Ward/Precinct	Zip Code <i>43004</i>	County <i>Franklin</i>	Date of Signing <i>10-11-15</i>
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21. Signature <i>Shawn Fitzelle</i>	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
*4536 Madison School Dr.*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>	County <i>Franklin</i>	Date of Signing <i>10/11/13</i>
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NOTICE

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MUST USE ADDRESS ON FILE WITH BOARD OF ELECTIONS

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature <i>Naomi White</i>	Print First Name Naomi	Initial R
	Print Last Name White	

Address on file with the Board of Election  
7592 Wyndover Pl.

City/Village/Township Blacklick	Ward/Precinct	Zip Code 43004	County Franklin	Date of Signing 10/13/2015
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23. Signature <i>Michelle McKinney</i>	Print First Name Michelle	Initial L
	Print Last Name McKinney	

Address on file with the Board of Election  
1070 Eida Ct

City/Village/Township Columbus	Ward/Precinct	Zip Code 43203	County Franklin	Date of Signing 10/13/2015
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24. Signature <i>Cara Murphy</i>	Print First Name Cara	Initial
	Print Last Name Murphy	

Address on file with the Board of Election  
2071 Jonathan prk wy

City/Village/Township Reynoldsburg	Ward/Precinct	Zip Code 43068	County Franklin	Date of Signing 10-13-15
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25. Signature <i>Dalton Wilkins</i>	Print First Name Dalton	Initial
	Print Last Name Wilkins	

Address on file with the Board of Election  
5639 Rowland Ct.

City/Village/Township Columbus	Ward/Precinct	Zip Code 43235	County Franklin	Date of Signing 10-13-15
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26. Signature <i>Emily DeLuca</i>	Print First Name Emily	Initial <del>ED</del>
	Print Last Name DeLuca	

Address on file with the Board of Election  
1040 Woodman Dr.

City/Village/Township Washington	Ward/Precinct	Zip Code 43085	County Franklin	Date of Signing 10/13/15
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27. Signature <i>Blaise Broderick</i>	Print First Name Blaise	Initial
	Print Last Name Broderick	

Address on file with the Board of Election  
176 Lansdowne Ave

City/Village/Township Gahanna	Ward/Precinct	Zip Code 43230	County Franklin	Date of Signing 10/13/15
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28. Signature <i>Jimmy Jones</i>	Print First Name Jimmy	Initial A
	Print Last Name Jones	

Address on file with the Board of Election  
1833 Apple Way

City/Village/Township Gahanna	Ward/Precinct	Zip Code 43230	County USA Franklin	Date of Signing 10/13/15
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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, Roy Jackson 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

**Direct Democracy Unlimited**  
**2500 W Orangehope Ave Fullerton, CA 92833**

(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.

Roy Jackson - ?  
(Signed)  
2100 Price Rd - ?  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43067  
State Zip Code

*Not Sure*

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

Number: 000064

County: Franklin

27

**INITIATIVE PETITION**

411528

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

V - 17  
NV - 11  
AMS - 28

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**

FR

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 Tanner	Initial B
	Print Last Name Dickinson	

Address on file with the Board of Election  
7753 willowcove ct.

City/Village/Township Dublin	Ward/Precinct	Zip Code 43016	County Franklin	Date of Signing 10-13-15
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2. Signature 	Print First Name Shauntelle	Initial
	Print Last Name Stephenson	

Address on file with the Board of Election  
345 Lyncroft Drive

City/Village/Township Gahanna	Ward/Precinct	Zip Code 43230	County Franklin	Date of Signing 10-13-15
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3. Signature 	Print First Name Darius	Initial
	Print Last Name TURNER	

Address on file with the Board of Election  
743 Suntree

City/Village/Township Westerville	Ward/Precinct	Zip Code 43081	County Franklin	Date of Signing 10/13/15
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4. Signature 	Print First Name Cody	Initial CT
	Print Last Name Terrill	

Address on file with the Board of Election  
5588A Medinah Dr.

City/Village/Township Hilliard	Ward/Precinct	Zip Code 43026	County Franklin	Date of Signing 10/13/14
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5. Signature 	Print First Name Maty	Initial MEN
	Print Last Name Ndiaye	

Address on file with the Board of Election  
3669 Cleveland Ave APT A

City/Village/Township Columbus	Ward/Precinct	Zip Code 43224	County Franklin	Date of Signing 10/13/15
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6. Signature 	Print First Name Mariama	Initial
	Print Last Name Kromah	

Address on file with the Board of Election  
4638 Boynton Pl.

City/Village/Township Columbus	Ward/Precinct	Zip Code 43227	County Franklin	Date of Signing 10/13/15
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7. Signature 	Print First Name Angel	Initial
	Print Last Name mervicle	

Address on file with the Board of Election  
5235 Thornwood Dr.

City/Village/Township Westerville	Ward/Precinct	Zip Code 43087	County Franklin	Date of Signing 10/13/15
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8. Signature <i>Trevon Coles</i>	Print First Name Trevon	Initial
	Print Last Name Coles	

Address on file with the Board of Election  
2152 Lavenham Rd.

City/Village/Township Reynoldsburg	Ward/Precinct	Zip Code 43068	County Franklin	Date of Signing 10/13/15
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9. Signature [Redacted]

Address on file with the Board of Election [Redacted]

City/Village/Township [Redacted]

Ward/Precinct [Redacted]

Zip Code [Redacted]

County [Redacted]

Date of Signing [Redacted]

10. Signature <i>Ronald Root</i>	Print First Name Ronald	Initial R
	Print Last Name Root	

Address on file with the Board of Election  
7490 Pateo Pass dr

City/Village/Township Blacklick	Ward/Precinct	Zip Code 43064	County Franklin	Date of Signing 10 13 15
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11. Signature <i>Joshua Williams</i>	Print First Name Joshua	Initial JW
	Print Last Name Williams	

Address on file with the Board of Election  
1336 Onslow Drive

City/Village/Township Columbus	Ward/Precinct	Zip Code 43204	County Franklin	Date of Signing 12/14/15
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12. Signature <i>Jeffrey Hess</i>	Print First Name Jeffrey	Initial
	Print Last Name Hess	

Address on file with the Board of Election  
2343 clow-blossom ct

City/Village/Township Franklin	Ward/Precinct	Zip Code 43127	County Franklin	Date of Signing 10/13/15
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13. Signature <i>A Guyer</i>	Print First Name Andrea	Initial
	Print Last Name Guyer	

Address on file with the Board of Election  
2686 Brownfield Rd.

City/Village/Township Columbus	Ward/Precinct	Zip Code 43232	County Franklin	Date of Signing 10/13/15
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14. Signature <i>Joe Kueher</i>	Print First Name Joe	Initial M
	Print Last Name Kueher	

Address on file with the Board of Election  
3206 Briggs Rd

City/Village/Township Columbus	Ward/Precinct	Zip Code 43204	County Franklin	Date of Signing 10/13/15
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Marky Paul</i>		Print First Name Mackenzie	Initial H
		Print Last Name Patton	
Address on file with the Board of Election 1226 Fahlander Dr N			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43229	County Franklin
			Date of Signing 10/13/15

16. Signature <i>Victor Namagunga</i>		Print First Name Victor	Initial VN
		Print Last Name Namagunga	
Address on file with the Board of Election 2320 Brisum Way			
City/Village/Township Hilliard	Ward/Precinct	Zip Code 43026	County Franklin
			Date of Signing 10/13/15

17. Signature <i>Paul Elliott</i>		Print First Name Paul	Initial
		Print Last Name Elliott	
Address on file with the Board of Election 1977 Boulevard Drive			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43228	County Franklin
			Date of Signing 10-13-15

18. Signature <i>Douglas Moses III</i>		Print First Name Douglas	Initial L
		Print Last Name MOSES III	
Address on file with the Board of Election 3230 Saint Bernard Circle			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43232	County Franklin
			Date of Signing 10-13-15

19. Signature <i>Jay Stewart</i>		Print First Name Jay	Initial JS
		Print Last Name Stewart	
Address on file with the Board of Election 3548 Julia Ct.			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43230	County Franklin
			Date of Signing 10-13-15

20. Signature <i>Malik Posley</i>		Print First Name Malik	Initial MS
		Print Last Name Posley	
Address on file with the Board of Election 510 Broadmeadows Blvd apt 215			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43214	County Franklin
			Date of Signing 10-13-15

21. Signature <i>Bill Nelson</i>		Print First Name Breeden Nelson	Initial BEN
		Print Last Name Nelson	
Address on file with the Board of Election 4825 Donegal Cliffs Drive			
City/Village/Township Dublin	Ward/Precinct Ohio	Zip Code 43017	County Franklin County
			Date of Signing 10-13-15

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature ✓ <i>Ashley Lynch</i>	Print First Name <i>ashley</i>	Initial <i>AL</i>
	Print Last Name <i>lynch</i>	

Address on file with the Board of Election  
*5108 Stonecraft Ct*

City/Village/Township <i>Hilliard</i>	Ward/Precinct	Zip Code <i>43026</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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23. Signature ✓ <i>Houston Coleman</i>	Print First Name <i>Houston</i>	Initial
	Print Last Name <i>Coleman</i>	

Address on file with the Board of Election  
*821 Elaine*

City/Village/Township <i>Whitehall</i>	Ward/Precinct	Zip Code <i>43213</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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24. Signature NR <i>Johanny Nguyen</i>	Print First Name <i>Johanny</i>	Initial <i>JN</i>
	Print Last Name <i>Nguyen</i>	

Address on file with the Board of Election  
*3465 Grinnell Dr*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43231</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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25. Signature ✓ <i>DeCesaris Foster</i>	Print First Name <i>DeCesaris</i>	Initial
	Print Last Name <i>Foster</i>	

Address on file with the Board of Election  
*6821 Prior Pl.*

City/Village/Township <i>Reynoldsburg</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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26. Signature ✓ <i>Patrick Gregory</i>	Print First Name <i>Patrick</i>	Initial <i>P</i>
	Print Last Name <i>Gregory</i>	

Address on file with the Board of Election  
*5701 Owens St*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43228</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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27. Signature ✓ <i>Ryan Weisner</i>	Print First Name <i>Ryan</i>	Initial <i>R</i>
	Print Last Name <i>Weisner</i>	

Address on file with the Board of Election  
*1432 Fergus Rd*

City/Village/Township <i>Grave City/Columbus</i>	Ward/Precinct	Zip Code <i>43123</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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28. Signature ✓ <i>Luz Carachene</i>	Print First Name <i>Luz</i>	Initial <i>M</i>
	Print Last Name <i>carachene</i>	

Address on file with the Board of Election  
*554 Erickson Ave.*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43213</i>	County <i>Franklin</i>	Date of Signing <i>10-13-15</i>
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## FULL TEXT OF LAW

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

### **Chapter 194: Drug Price Relief**

#### **Section 194.01**

##### **(A) Title.**

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

##### **(B) Findings and Declarations.**

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

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

##### **(C) Purposes and Intent.**

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

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

#### **(D) Drug Pricing.**

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

#### **(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

#### **(F) Severability.**

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

**(G) Legal Defense.**

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

CCO AD 10/10/11 3:07 PM

STATEMENT OF CIRCULATOR

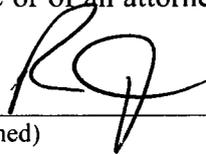
I, Ray Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 28 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures 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

**Direct Democracy Unlimited**

**2500 W Orange Grove Ave Fullerton, CA 92833**

(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)

2100 Bruce Rd

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

Reynoldsburg

City, Village or Township

OH

State

43068

Zip Code

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

Number: 000065

County: Franklin

27

**INITIATIVE PETITION**

. 411529

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

*NV-15  
NV-13  
AMS 28*

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

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Stacey Anderson</i>	Print First Name <i>Stacey</i>	Initial	Print Last Name <i>Anderson</i>
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Address on file with the Board of Election  
*3486 Trabue Rd.*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43204</i>	County <i>Franklin</i>	Date of Signing <i>10/10/15</i>
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2. Signature <i>Mercelle Martin</i>	Print First Name <i>MERCELLE</i>	Initial <i>MM</i>	Print Last Name <i>MARTIN</i>
--	-------------------------------------	----------------------	----------------------------------

Address on file with the Board of Election  
*5835 Maple Tree Ln*

City/Village/Township <i>Franklin Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>	County <i>Muhlenberg</i>	Date of Signing <i>10/10/15</i>
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3. Signature <i>Pam Fisher</i>	Print First Name <i>Pam</i>	Initial	Print Last Name <i>Fisher</i>
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Address on file with the Board of Election  
*1025 Heath Trails Rd*

City/Village/Township <i>Ballard</i>	Ward/Precinct <i>c</i>	Zip Code <i>43006</i>	County <i>Franklin</i>	Date of Signing <i>10/11/15</i>
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4. Signature <i>Dee Williams Adams</i>	Print First Name <i>Dee</i>	Initial <i>DA</i>	Print Last Name <i>Williams Adams</i>
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Address on file with the Board of Election  
*707 Old Herkerson Road*

City/Village/Township <i>Upper Mer</i>	Ward/Precinct	Zip Code <i>43070</i>	County <i>New</i>	Date of Signing <i>9/11/15</i>
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5. Signature <i>Kelly Henschen</i>	Print First Name <i>Kelly</i>	Initial	Print Last Name <i>Henschen</i>
---------------------------------------	----------------------------------	---------	------------------------------------

Address on file with the Board of Election  
*815 Ridehour Rd*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43230</i>	County <i>Franklin</i>	Date of Signing <i>10/9/15</i>
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6. Signature <i>Cierra O'Malley</i>	Print First Name <i>Cierra</i>	Initial <i>C.O.</i>	Print Last Name <i>OMalley</i>
--	-----------------------------------	------------------------	-----------------------------------

Address on file with the Board of Election  
*9 Kanpur Place*

City/Village/Township <i>Westerville</i>	Ward/Precinct	Zip Code <i>43081</i>	County <i>Franklin</i>	Date of Signing <i>10/9/15</i>
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7. Signature <i>[Redacted]</i>	Print First Name	Initial	Print Last Name	
Address on file with the Board of Election <i>[Redacted]</i>				
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.)*

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✓ 8. Signature *Anthony Gulaich* Print First Name **ANTHONY** Initial  
 Print Last Name **GULAICH**  
 Address on file with the Board of Election  
**1321 BRADSHIRE DR**  
 City/Village/Township **COLUMBUS** Ward/Precinct Zip Code **43220** County **FRANKLIN** Date of Signing **10/10/15**

✓ 9. Signature *Anita Dees* Print First Name **Anita** Initial  
 Print Last Name **Dees**  
 Address on file with the Board of Election  
**141 Whitethorne Ave**  
 City/Village/Township **Columbus** Ward/Precinct Zip Code **43223** County **Franklin** Date of Signing **10-10-2015**

✓ 10. Signature *[Signature]* Print First Name **Janet** Initial  
 Print Last Name **Torres**  
 Address on file with the Board of Election  
~~2740~~ **2740 Brandy Diner**  
 City/Village/Township **Columbus** Ward/Precinct Zip Code **43232** County **Franklin** Date of Signing **10-11-15**

NR 11. Signature *[Signature]* Print First Name **Kyle** Initial  
 Print Last Name **Burgess**  
 Address on file with the Board of Election  
**5784 Apt A Hibernia dr**  
 City/Village/Township **Columbus** Ward/Precinct Zip Code **43232** County **Franklin** Date of Signing **10-11-15**

✓ 12. Signature *[Signature]* Print First Name **STEFANIE** Initial  
 Print Last Name **RIVERS**  
 Address on file with the Board of Election  
**6066 Oude Orchard Dr**  
 City/Village/Township **Cos** Ward/Precinct Zip Code **43213** County **FRANKLIN** Date of Signing **01/11/15**

NR 13. Signature *[Signature]* Print First Name **Zach** Initial  
 Print Last Name **Martell**  
 Address on file with the Board of Election  
**5714B Bixbywood Court**  
 City/Village/Township **Columbus** Ward/Precinct Zip Code **43232** County **Franklin** Date of Signing **10/11/15**

✓ 14. Signature *[Signature]* Print First Name **LA DONNA** Initial  
 Print Last Name **Waller**  
 Address on file with the Board of Election  
**5032 GURSTON DR**  
 City/Village/Township **Columbus** Ward/Precinct Zip Code **43232** County **Franklin** Date of Signing **10/11/15**

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15. Signature 

Print First Name KEITH Initial A  
 Print Last Name DAVIS

Address on file with the Board of Election  
5174 Lodi Dr

City/Village/Township Camel Springs Ward/Precinct \_\_\_\_\_ Zip Code 43110 County Franklin Date of Signing 10/11/15

16. Signature 

Print First Name MIGUEL Initial \_\_\_\_\_  
 Print Last Name MORTON

Address on file with the Board of Election  
2616 DENMARK

City/Village/Township Columbus Ward/Precinct \_\_\_\_\_ Zip Code 43232 County FRANK Date of Signing 10/11/15

17. Signature 

Print First Name Tim Initial \_\_\_\_\_  
 Print Last Name Kelley

Address on file with the Board of Election  
1506 Mariner Dr

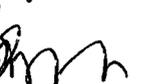
City/Village/Township Rey Ward/Precinct \_\_\_\_\_ Zip Code 43068 County Franklin Date of Signing 10/11/15

18. Signature 

Print First Name Christine Initial J  
 Print Last Name PARKER

Address on file with the Board of Election  
687 Rosehill Rd.

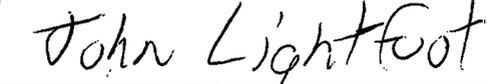
City/Village/Township Rey Ward/Precinct \_\_\_\_\_ Zip Code 43062 County Franklin Date of Signing 10/11/15

19. Signature 

Print First Name ~~Johnson~~ BROOKLYN Initial BJ  
 Print Last Name JOHNSON

Address on file with the Board of Election  
7331 VICTORIA Ct.

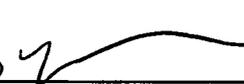
City/Village/Township REYNOLDSBURG Ward/Precinct \_\_\_\_\_ Zip Code 43068 County FRANKLIN Date of Signing 10/11/15

20. Signature 

Print First Name John Lightfoot Initial \_\_\_\_\_  
 Print Last Name Lightfoot

Address on file with the Board of Election  
2036 Redlight St.

City/Village/Township Columbus Ward/Precinct \_\_\_\_\_ Zip Code 43215 County Franklin Date of Signing 10-11-15

21. Signature 

Print First Name Joe Initial \_\_\_\_\_  
 Print Last Name Tate

Address on file with the Board of Election  
3197 Livmoor Dr

City/Village/Township Cal Ward/Precinct \_\_\_\_\_ Zip Code 43227 County Frank Date of Signing 10-11-15

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22. Signature	Print First Name <i>Vasmir</i>	Initial
<i>[Signature]</i>	Print Last Name <i>Stevens</i>	
Address on file with the Board of Election <i>3081 Blue Ridge Rd</i>		
City/Village/Township <i>Col</i>	Ward/Precinct	Zip Code <i>43219</i>
County <i>Franklin</i>	Date of Signing <i>10-11-15</i>	

23. Signature	Print First Name <i>Myra</i>	Initial
<i>[Signature]</i>	Print Last Name <i>Hendon</i>	
Address on file with the Board of Election <i>4688 pintail creek drive</i>		
City/Village/Township <i>Coral Wincheste</i>	Ward/Precinct	Zip Code <i>43110</i>
County <i>Franklin</i>	Date of Signing <i>10-11-15</i>	

24. Signature	Print First Name <i>Tino</i>	Initial <i>T.L.</i>
<i>[Signature]</i>	Print Last Name <i>LOWE</i>	
Address on file with the Board of Election <i>1902 Birkdale dr.</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>
County <i>Franklin</i>	Date of Signing <i>10/11/15</i>	

25. Signature	Print First Name <i>James</i>	Initial
<i>[Signature]</i>	Print Last Name <i>Passera</i>	
Address on file with the Board of Election <i>433 Runway Blvd</i>		
City/Village/Township <i>Col</i>	Ward/Precinct	Zip Code <i>43213</i>
County <i>Franklin</i>	Date of Signing <i>10-11-15</i>	

26. Signature	Print First Name <i>Teresa</i>	Initial <i>TVD.</i>
<i>[Signature]</i>	Print Last Name <i>Beasley</i>	
Address on file with the Board of Election <i>555 Southwood Ave.</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43207</i>
County <i>Franklin</i>	Date of Signing <i>10-11-15</i>	

27. Signature	Print First Name <i>Micah</i>	Initial <i>MC</i>
<i>[Signature]</i>	Print Last Name <i>Clayborn</i>	
Address on file with the Board of Election <i>5822 Chattford Dr. APT E</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>
County <i>Franklin</i>	Date of Signing <i>10/11/15</i>	

28. Signature	Print First Name <i>Stina</i>	Initial
<i>[Signature]</i>	Print Last Name <i>Small</i>	
Address on file with the Board of Election <i>70 Maplewood Ave.</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code
County <i>Franklin</i>	Date of Signing <i>10-11-15</i>	

## 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, Roy Jackson 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

**Direct Democracy Unlimited**  
2500 W Orangethorpe Ave Fullerton, CA 92833

**Direct Democracy Unlimited**  
2500 W Orangethorpe Ave Fullerton CA 92833

(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)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Orange  
City, Village or Township

CA 92833  
State Zip Code

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

Number: 000066

County: Franklin

27

**INITIATIVE PETITION**

411530

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

**TITLE**

Ohio Drug Price Relief Act

V-15  
NV-13  
AMS 28

**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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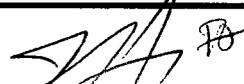
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1. Signature 	Print First Name	Initial
	Jeff	J
Print Last Name Plannic		

Address on file with the Board of Election  
4877 Bristan Drive

City/Village/Township Columbus	Ward/Precinct	Zip Code 43221	County Franklin	Date of Signing 10/13/15
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2. Signature 	Print First Name	Initial
	Nicole Jones	NJ
Print Last Name Jones		

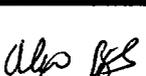
Address on file with the Board of Election  
1346 Brooks Ave

City/Village/Township Columbus	Ward/Precinct OH	Zip Code 43211	County Franklin	Date of Signing 10/13/15
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3. Signature 	Print First Name	Initial
	Alicia	
Print Last Name Gunawan		

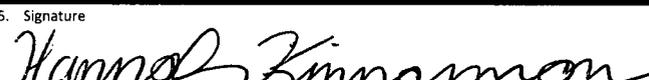
Address on file with the Board of Election  
3011 stadium drive apt #7

City/Village/Township Columbus	Ward/Precinct OH	Zip Code 43202	County FRANKLIN	Date of Signing 10/13/15
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4. Signature 	Print First Name	Initial
	Alex	AB
Print Last Name Bats		

Address on file with the Board of Election  
6765 Trau Falgar loop Dunhill

City/Village/Township Columbus	Ward/Precinct OH	Zip Code 43016	County FRANKLIN	Date of Signing 10/13/15
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5. Signature 	Print First Name	Initial
	Hannah	Hck
Print Last Name Kinnaman		

Address on file with the Board of Election  
1115 Zebulon Ave

City/Village/Township COLUMBUS	Ward/Precinct OH	Zip Code 43224	County Franklin	Date of Signing 10-13-15
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6. Signature 	Print First Name	Initial
	Kristian	KC
Print Last Name Cummings		

Address on file with the Board of Election  
5836 Arborwood Dr Apt

City/Village/Township COLUMBUS	Ward/Precinct	Zip Code 43229	County Franklin	Date of Signing 10/13
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7. Signature 	Print First Name	Initial
	Jordan	JB
Print Last Name Burns		

Address on file with the Board of Election  
197 Trau Falgar ct

City/Village/Township Gahanna	Ward/Precinct	Zip Code 43230	County Franklin	Date of Signing 10/13/15
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8. Signature 	Print First Name	Kayln			Initial	KS
	Print Last Name	Shephard				
Address on file with the Board of Election						
1963 Westbrook Village Dr						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Columbus		43228	Franklin	10/14/15		

9. Signature 	Print First Name	Nathan			Initial	NB
	Print Last Name	Bell				
Address on file with the Board of Election						
2424 Quail meadow drive						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Grovecity		43123	Franklin	10/14/15		

10. Signature 	Print First Name	Marc			Initial	MW
	Print Last Name	Watts				
Address on file with the Board of Election						
4556 Glenhurst Ave						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Columbus		43224	Franklin	10-14-15		

11. Signature 	Print First Name	Cameron			Initial	J
	Print Last Name	Jones				
Address on file with the Board of Election						
3997 Andrus AVE.						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
COIS.		43227	Franklin	10/14		

12. Signature 	Print First Name	Deon			Initial	
	Print Last Name	Ratliff				
Address on file with the Board of Election						
2980 Azalea St						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Franklin		43224	Franklin	10-14-15		

13. Signature 	Print First Name	Ty			Initial	TB
	Print Last Name	Boser				
Address on file with the Board of Election						
7657 Whitneyway Dr.						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Worthington		43085	Franklin	10-14-15		

14. Signature 	Print First Name	Ashia			Initial	J
	Print Last Name	Phillips				
Address on file with the Board of Election						
2772 Berwick Sq.						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
COLUMBUS	OIT	43232	Franklin	10.14.15		

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Stacy Amador</i>	Print First Name <b>STACY</b>	Initial
	Print Last Name <b>AMADOR</b>	

Address on file with the Board of Election  
**2633 Charing Rd.**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43221</b>	County <b>FRANKLIN</b>	Date of Signing <b>10-14-2015</b>
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16. Signature <i>Justin Boggs</i>	Print First Name <b>Justin</b>	Initial
	Print Last Name <b>Boggs</b>	

Address on file with the Board of Election  
**3285 Grove Ave. Dr.**

City/Village/Township <b>Grove City</b>	Ward/Precinct	Zip Code <b>43123</b>	County <b>Ohio</b>	Date of Signing <b>10/14/15</b>
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17. Signature <i>Stephen Ansah</i>	Print First Name <b>Stephen</b>	Initial
	Print Last Name <b>Ansah</b>	

Address on file with the Board of Election  
**27 Treva Court**

City/Village/Township <b>Westerville</b>	Ward/Precinct	Zip Code <b>43081</b>	County <b>Franklin</b>	Date of Signing <b>10.14.15</b>
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18. Signature <i>Van Leewen</i>	Print First Name <b>Van</b>	Initial <b>Van</b>
	Print Last Name <b>Leewen</b>	

Address on file with the Board of Election  
**6063 Sweetleaf Ct**

City/Village/Township <b>Calloway</b>	Ward/Precinct	Zip Code <b>43119</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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19. Signature <i>Jennifer Nemes</i>	Print First Name <b>Jennifer</b>	Initial <b>JEN</b>
	Print Last Name <b>Nemes</b>	

Address on file with the Board of Election  
**4177 Dimson Dr W**

City/Village/Township <b>Whitehall</b>	Ward/Precinct	Zip Code <b>43213</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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20. Signature <i>Perry McCarley</i>	Print First Name <b>Perry</b>	Initial
	Print Last Name <b>McCarley</b>	

Address on file with the Board of Election  
**4575 N 4th St**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43224</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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21. Signature <i>Foster Gilmore</i>	Print First Name <b>Foster</b>	Initial
	Print Last Name <b>Gilmore</b>	

Address on file with the Board of Election  
**191 Vine St**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43215</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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22. Signature <i>Joshua T. Butcher</i>	Print First Name <i>Joshua</i>	Initial <i>T</i>
	Print Last Name <i>Butcher</i>	

Address on file with the Board of Election  
*41 Roslyn Ave*

City/Village/Township <i>Sharon</i>	Ward/Precinct	Zip Code <i>43214</i>	County <i>Franklin</i>	Date of Signing <i>10/19/2015</i>
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23. Signature <i>Nour</i>	Print First Name <i>Nour</i>	Initial
	Print Last Name <i>Mohammed Selih</i>	

Address on file with the Board of Election  
*4871 Moreland Dr W*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43220</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>
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24. Signature <i>John Spicer</i>	Print First Name <i>John</i>	Initial
	Print Last Name <i>Spicer</i>	

Address on file with the Board of Election  
*3133 Columbus St*

City/Village/Township <i>Grave City</i>	Ward/Precinct	Zip Code <i>43123</i>	County <i>Franklin</i>	Date of Signing <i>10/14/2015</i>
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25. Signature <i>AR</i>	Print First Name <i>Azjanique</i>	Initial <i>D</i>
	Print Last Name <i>Reynolds</i>	

Address on file with the Board of Election  
*3510 Kissasy Drive*

City/Village/Township <i>COI</i>	Ward/Precinct	Zip Code <i>43224</i>	County <i>Franklin</i>	Date of Signing <i>10/14/201</i>
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26. Signature <i>John Coleman</i>	Print First Name <i>John</i>	Initial <i>cl</i>
	Print Last Name <i>Coleman</i>	

Address on file with the Board of Election  
*510 E 12 Ave*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43201</i>	County <i>Frank</i>	Date of Signing <i>10/14/15</i>
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27. Signature <i>Jerome Craig</i>	Print First Name <i>Terra</i>	Initial <i>A</i>
	Print Last Name <i>Craig</i>	

Address on file with the Board of Election  
*3408 Bremen*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43224</i>	County <i>Franklin</i>	Date of Signing <i>10/14/2015</i>
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28. Signature	Print First Name	Initial
Address on file with the Board of Election	Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code
County	Street and Number	Ward/Precinct
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, Ray Jensen, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 27 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

**Direct Democracy Unlimited**  
2500 W Orangethorpe Ave Fullerton, CA 92833

(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) RJ  
2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

Number: 000101

County: Franklin

26

**INITIATIVE PETITION**

• 411565

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

Valid = 15  
Invalid = 11  
48.

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.

26

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

1. Signature <i>Hilda Martinez</i>	Print First Name	Hilda	Initial	Y
	Print Last Name	Martinez		
Address on file with the Board of Election 5844 Effingham Rd.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43213	Franklin	10/10/15

NR

2. Signature <i>Nicole Holcomb</i>	Print First Name	Nicole	Initial	K
	Print Last Name	Holcomb		
Address on file with the Board of Election 2442 Moran Blvd				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grove City		43123	Franklin	10/10/15

NR

3. Signature <i>Cassidy Bussier</i>	Print First Name	Cassidy	Initial	
	Print Last Name	Bussier		
Address on file with the Board of Election 1900 Cannon Dr				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43201	Franklin	10/10/15

NR

4. Signature <i>Karen Johnston</i>	Print First Name	Karen	Initial	
	Print Last Name	Johnston		
Address on file with the Board of Election 5959 Galleen Ct.				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Hilliard		43026	Franklin	10/10/15

NR

5. Signature <i>Sarah Goche</i>	Print First Name	Sarah	Initial	
	Print Last Name	Goche		
Address on file with the Board of Election 2566 Creekwillow Pl				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grove City		43123	Franklin	10-10-15

NR

6. Signature <i>Shawn Manigoe</i>	Print First Name	Shawn	Initial	
	Print Last Name	Manigoe		
Address on file with the Board of Election 1305 South Dr. South				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43229	Franklin	10-11-15

NR

7. Signature <i>Joseph Rogers</i>	Print First Name	Joseph Rogers	Initial	JR
	Print Last Name	Rogers		
Address on file with the Board of Election 8740 Carver Ave				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Kickapoo		43229	Franklin	10-11-15

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8. Signature <i>Kate Allen</i>	Print First Name	<i>KATE</i>	Initial	<i>KA</i>
	Print Last Name	<i>Allen</i>		

Address on file with the Board of Election  
*2620 Bloom Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>	<del>000</del>	<i>43219</i>	<i>Franklin</i>	<i>10/11/2015</i>

9. Signature <i>Kelita Leavel</i>	Print First Name	<i>Kelita</i>	Initial	
	Print Last Name	<i>Leavel</i>		

Address on file with the Board of Election  
*8250 Reynoldsburg Woods Dr.*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>FR</i>	<i>10-11-15</i>

10. Signature <i>Rita Davidson</i>	Print First Name	<i>Rita</i>	Initial	
	Print Last Name	<i>Davidson</i>		

Address on file with the Board of Election  
*2078 Lyndside Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>FR</i>	<i>10-11-15</i>

11. Signature <i>Maurice Frenge</i>	Print First Name	<i>MAURICE</i>	Initial	<i>F</i>
	Print Last Name	<i>FRENGE</i>		

Address on file with the Board of Election  
*2074 B Gremlin Ct*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Franklin</i>		<i>43068</i>	<i>Franklin</i>	<i>10-11-15</i>

12. Signature <i>Kelly Doelbey</i>	Print First Name	<i>Kelly</i>	Initial	
	Print Last Name	<i>Doelbey</i>		

Address on file with the Board of Election  
*10615 Wewerly Dr.*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>COLS OH</i>		<i>43227</i>	<i>Franklin</i>	<i>10-11-15</i>

13. Signature <i>Jane Climer</i>	Print First Name	<i>Jane</i>	Initial	
	Print Last Name	<i>Climer</i>		

Address on file with the Board of Election  
*4969 Dexter Ct.*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Chetz</i>		<i>43207</i>	<i>Franklin</i>	<i>10/11/15</i>

14. Signature <i>Jane Climer</i>	Print First Name	<i>Jane</i>	Initial	
	Print Last Name	<i>Climer</i>		

Address on file with the Board of Election  
*4969 Dexter Ct.*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Chetz</i>		<i>43207</i>	<i>Frank</i>	<i>10/11/15</i>

5  
NR  
NR  
NR  
NR  
NR

NOTICE

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15. Signature: *[Handwritten Signature]*

Print First Name: JAMES  
Print Last Name: CHILDS

Address on file with the Board of Election: 7684 Redman Lane

City/Village/Township: Reynoldsburg | Ward/Precinct: | Zip Code: 43068 | County: FRANKLIN | Date of Signing: 10-11-15

16. Signature: *[Handwritten Signature]*

Print First Name: Sherrod Small  
Print Last Name: Small

Address on file with the Board of Election: 3032 E 7th Ave

City/Village/Township: ~~Franklin~~ Columbus | Ward/Precinct: | Zip Code: 43219 | County: FRANKLIN | Date of Signing: 10-11-15

17. Signature: *[Redacted]*

Print First Name: *[Redacted]*  
Print Last Name: *[Redacted]*

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

City/Village/Township: *[Redacted]* | Ward/Precinct: *[Redacted]* | Zip Code: 43008 | County: *[Redacted]* | Date of Signing: *[Redacted]*

18. Signature: *[Handwritten Signature]*

Print First Name: Erica  
Print Last Name: Gerhart

Address on file with the Board of Election: 4536 Madison School Dr

City/Village/Township: COIS. | Ward/Precinct: | Zip Code: 43232 | County: Franklin | Date of Signing: 10/11/15

19. Signature: *[Redacted]*

Print First Name: *[Redacted]*  
Print Last Name: *[Redacted]*

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

City/Village/Township: *[Redacted]* | Ward/Precinct: *[Redacted]* | Zip Code: *[Redacted]* | County: *[Redacted]* | Date of Signing: *[Redacted]*

20. Signature: *[Handwritten Signature]*

Print First Name: Mohammed Bashe  
Print Last Name: Bashe

Address on file with the Board of Election: 679 Brent Blvd B4

City/Village/Township: Columbus | Ward/Precinct: | Zip Code: 43228 | County: Franklin | Date of Signing: 10-13-15

21. Signature: *[Handwritten Signature]*

Print First Name: Alisa Szanyi  
Print Last Name: Szanyi

Address on file with the Board of Election: 4672 Gilman Rd

City/Village/Township: Columbus | Ward/Precinct: | Zip Code: 43228 | County: Franklin | Date of Signing: 10/13/2015

Blank NR Blank NR Blank NR



## FULL TEXT OF LAW

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

### **Chapter 194: Drug Price Relief**

#### **Section 194.01**

##### **(A) Title.**

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

##### **(B) Findings and Declarations.**

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

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

##### **(C) Purposes and Intent.**

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

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



Number: 000102

County: Franklin

26

**INITIATIVE PETITION**

• 411566

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

Valid  
Invalid = 12  
14  
SP

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.

26

## **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
-----------	--------	-----------------	-------------------	---------------	--------------------

1. Signature 

Print First Name	Christopher	Initial	CD
Print Last Name	Donahoe		

Address on file with the Board of Election  
4700 Hickory Bend dr.

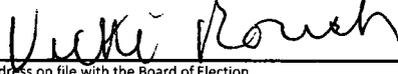
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grove City		43123	Franklin	10/13/15

2. Signature 

Print First Name	Everett	Initial	F.
Print Last Name	Smith		

Address on file with the Board of Election  
727 Caffery Ct W

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grove City		43123	Franklin	10/13/15

3. Signature 

Print First Name		Initial	
Print Last Name			

Address on file with the Board of Election  
4132 Broadway

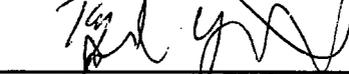
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Grove City		43123	Franklin	10/13/15

4. Signature 

Print First Name	Kristin	Initial	KH
Print Last Name	Harper		

Address on file with the Board of Election  
~~5584 Victoria Lynn Lane~~  
5584 Victoria Lynn Lane

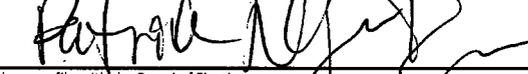
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<del>Columbus</del>		43110	Franklin	10/13/15

5. Signature 

Print First Name	Kelly	Initial	KY
Print Last Name	Yon		

Address on file with the Board of Election  
167 E 3rd AV

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
COLUMBUS		43201	OH	10/13/2015

6. Signature 

Print First Name	Pat	Initial	PN
Print Last Name	Newman		

Address on file with the Board of Election  
2673 Kathy Row Lane

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43211	Franklin	10/13/15

7. Signature 

Print First Name	John	Initial	
Print Last Name	Yee		

Address on file with the Board of Election  
2305 ROOSEVELT AVE

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Bexley		43209	Franklin	10/13/15





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

22. Signature: *Phantia Frazier*

Print First Name: *Shantia* Initial: *D*

Print Last Name: *Frazier*

Address on file with the Board of Election: *879 Stebert St.*

City/Village/Township: *Columbus* Ward/Precinct: \_\_\_\_\_ Zip Code: *43214* County: *Franklin* Date of Signing: *10/14/15*

23. Signature: *Kemp Brown*

Print First Name: *Kemp* Initial: \_\_\_\_\_

Print Last Name: *Brown*

Address on file with the Board of Election: *860 Obetz Rd.*

City/Village/Township: *Columbus* Ward/Precinct: \_\_\_\_\_ Zip Code: *43207* County: *Franklin* Date of Signing: *10/14/15*

24. Signature: *David Miller*

Print First Name: *David* Initial: \_\_\_\_\_

Print Last Name: *Miller*

Address on file with the Board of Election: *3445 Ridley Drive*

City/Village/Township: *Columbus* Ward/Precinct: \_\_\_\_\_ Zip Code: *43228* County: *Franklin* Date of Signing: *10/14/15*

25. Signature: *Shelby Morris*

Print First Name: *Shelby* Initial: \_\_\_\_\_

Print Last Name: *Morris*

Address on file with the Board of Election: *3932 Hillman rd east*

City/Village/Township: *Columbus* Ward/Precinct: \_\_\_\_\_ Zip Code: *43207* County: *Franklin* Date of Signing: *10/14/15*

26. Signature: *Shirley Pires*

Print First Name: *Shirley* Initial: \_\_\_\_\_

Print Last Name: *Pires*

Address on file with the Board of Election: *879 Stebert St.*

City/Village/Township: *Cds* Ward/Precinct: \_\_\_\_\_ Zip Code: *43214* County: *Franklin* Date of Signing: *10/14/15*

27. Signature: \_\_\_\_\_

Print First Name: \_\_\_\_\_ Initial: \_\_\_\_\_

Print Last Name: \_\_\_\_\_

Address: \_\_\_\_\_

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: \_\_\_\_\_

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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, Roy Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 26 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

**Direct Democracy Unlimited**  
**2100 W Orange ~~thorpe~~ Ave Fullerton, CA 92633**

(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.

Roy Jackson  
(Signed)

2100 Orange Ave  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Fullerton  
City, Village or Township

CA                      92633  
State                                      Zip Code

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

Number: 000103

County: Franklin

26

### INITIATIVE PETITION

• 411567

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

#### TITLE

Ohio Drug Price Relief Act

#### SUMMARY

*Valid = 14  
Invalid = 12  
SP*

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

1. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
6600 Pleasanton Dr

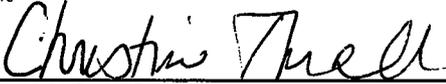
City/Village/Township Lewistown	Ward/Precinct	Zip Code 43085	County Franklin	Date of Signing 10/10/15
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2. Signature  


3. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
2089 SANTIAGO AVE

City/Village/Township GROVELLY	Ward/Precinct	Zip Code 43123	County FRANKLIN	Date of Signing 10/10/15
-----------------------------------	---------------	-------------------	--------------------	-----------------------------

4. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
5035 Chippewa Falls Dr

City/Village/Township DUBLIN	Ward/Precinct	Zip Code 43016	County Franklin	Date of Signing 10-10-15
---------------------------------	---------------	-------------------	--------------------	-----------------------------

5. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
6084 Wings ten St.

City/Village/Township Westernville	Ward/Precinct	Zip Code 43082	County Franklin	Date of Signing 10/10/15
---------------------------------------	---------------	-------------------	--------------------	-----------------------------

6. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
852 Timberman Rd

City/Village/Township Grandview Heights	Ward/Precinct	Zip Code 43212	County Franklin	Date of Signing 10/10/15
--	---------------	-------------------	--------------------	-----------------------------

7. Signature 	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election  
4315 Conover Place

City/Village/Township Columbus	Ward/Precinct	Zip Code 43227	County Franklin	Date of Signing 10-11-15
-----------------------------------	---------------	-------------------	--------------------	-----------------------------

Blank NR

C

NR

NR

F

**NOTICE**

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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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 Ashley	Initial AB		
	Print Last Name Bailey			
Address on file with the Board of Election 225 E Mithoff St.				
City/Village/Township Columbus	Ward/Precinct ST	Zip Code 43206	County Franklin	Date of Signing 10/11/15

9. Signature 	Print First Name VERNE	Initial		
	Print Last Name SOMMerville			
Address on file with the Board of Election 5174 UPLAND MEADOW DRIVE				
City/Village/Township CANAL WINCHESTER	Ward/Precinct	Zip Code 43110	County Franklin	Date of Signing 10/11/15

10. Signature 	Print First Name Shakara	Initial SB		
	Print Last Name Black			
Address on file with the Board of Election 3004 Blue Moon Dr.				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43232	County Franklin	Date of Signing 10/11/2015

11. Signature 	Print First Name Stefanie	Initial		
	Print Last Name Garcia			
Address on file with the Board of Election 558 Slaybaugh Dr.				
City/Village/Township Blacklick	Ward/Precinct CM	Zip Code 43001	County Franklin	Date of Signing 10-11-15

12. Signature 	Print First Name Fode	Initial		
	Print Last Name Conde			
Address on file with the Board of Election 2244 Hughey Square Ct				
City/Village/Township Reynoldsburg	Ward/Precinct	Zip Code 43068	County Franklin	Date of Signing 10/11/15

13. Signature 	Print First Name Brandon	Initial S		
	Print Last Name Thompson			
Address on file with the Board of Election 119 Eastpinte Ridge dr				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43213	County Franklin	Date of Signing 10/11/15

14. Signature 	Print First Name Nakota	Initial NB		
	Print Last Name Bailey			
Address on file with the Board of Election 2248 Hughey Square Ct.				
City/Village/Township Reynoldsburg	Ward/Precinct	Zip Code 43068	County Franklin	Date of Signing 10-11-15



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NR

22. Signature 	Print First Name	Kattlyn	Initial	
	Print Last Name	Detty		

Address on file with the Board of Election  
120 Roundwood ct

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pickerington		43147	Franklin	10/11/15

NR

23. Signature 	Print First Name	Christine	Initial	
	Print Last Name	Hage		

Address on file with the Board of Election  
7762 State Ridge Blvd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg	0	43068	Franklin	10/11/15

NR

24. Signature 	Print First Name	Ebenezer	Initial	
	Print Last Name	Walker		

Address on file with the Board of Election  
7391 Woodrow Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg	01	43068	Franklin	10/11/15

NR

25. Signature 	Print First Name	Tyler	Initial	
	Print Last Name	David		

Address on file with the Board of Election  
395 Buckeye cir

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43217	US Franklin	10-13-15

NR

26. Signature 	Print First Name	Nina	Initial	
	Print Last Name	Alexander		

Address on file with the Board of Election  
3723 Francine ct

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43232	Franklin	10-11-15

NR

27. Signature 	Print First Name	Tyrone	Initial	A
	Print Last Name	GAINES		

Address on file with the Board of Election  
8217 FOREST POINTE

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
COLUMBUS BLACKLICK		43004	FRANKLIN	10-11-15

Blank

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.



STATEMENT OF CIRCULATOR

I, Roy Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 27 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

Roy Jackson  
(Signed)  
2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reginald  
City, Village or Township  
CA 93061  
State Zip Code

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

Number: 000104

County: Franklin

26

## INITIATIVE PETITION

411568

16 valid  
12 invalid

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

Matt R.

### 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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F

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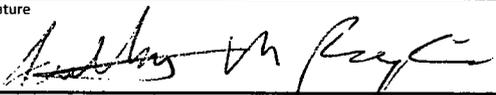
**(Sign with ink. Your name, residence, and date of signing must be given.)**

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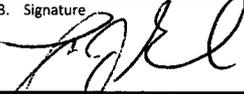
(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

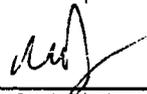
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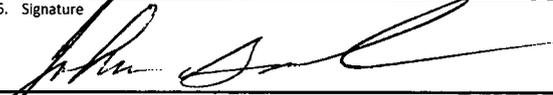
1. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
3449 SUFFOLK DR DUBLIN		
City/Village/Township	Ward/Precinct	Date of Signing
DUBLIN		10/10/15
Zip Code	County	
43016	Franklin	

2. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
8544 Leader Drive		
City/Village/Township	Ward/Precinct	Date of Signing
Galloway		10/10/15
Zip Code	County	
43119	Franklin	

3. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
4313 Parkway Centre Dr		
City/Village/Township	Ward/Precinct	Date of Signing
Frove City		10/10/15
Zip Code	County	
43123	Franklin	

4. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
2275 Cambridge Blvd		
City/Village/Township	Ward/Precinct	Date of Signing
Columbus		10/10/15
Zip Code	County	
43221	Franklin	

5. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
357 Linwood Ave		
City/Village/Township	Ward/Precinct	Date of Signing
Columbus		10/10/15
Zip Code	County	
43205	Franklin	

6. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
625 M. Hoff St		
City/Village/Township	Ward/Precinct	Date of Signing
Columbus		10/11/15
Zip Code	County	
43206	Franklin	

7. Signature 	Print First Name	Initial
	Print Last Name	
Address on file with the Board of Election		
4839 Groepark Dr Groepott, Ohio		
City/Village/Township	Ward/Precinct	Date of Signing
Groepott		10/11/15
Zip Code	County	
43125	Franklin	

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8. Signature: *James Wheeler*

Print First Name: ~~JAMES~~ JAMES LE SLIE *JW*

Print Last Name: *Wheeler*

Address on file with the Board of Election: *6169 Dale Cross*

City/Village/Township: <i>Columb</i>	Ward/Precinct:	Zip Code: <i>43116</i>	County: <i>Franklin</i>	Date of Signing: <i>10-11-15</i>
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9. Signature: [Redacted]

Print First Name: [Redacted]

Print Last Name: [Redacted]

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

City/Village/Township: [Redacted]	Ward/Precinct: [Redacted]	Zip Code: [Redacted]	County: [Redacted]	Date of Signing: [Redacted]
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10. Signature: *Letha Carroll*

Print First Name: *Letha*

Print Last Name: *Carroll*

Address on file with the Board of Election: *4601 Refugee Rd*

City/Village/Township: <i>Col</i>	Ward/Precinct:	Zip Code: <i>43232</i>	County: <i>Franklin</i>	Date of Signing: <i>10-11-15</i>
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11. Signature: *Sharon Thompson*

Print First Name: *Sharon*

Print Last Name: *Thompson*

Address on file with the Board of Election: *7611 Ridgemont Ct*

City/Village/Township: <i>Reynoldsburg</i>	Ward/Precinct: <i>0A</i>	Zip Code: <i>43068</i>	County: <i>Franklin</i>	Date of Signing: <i>10/11/15</i>
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12. Signature: *Juan Booker*

Print First Name: *Juan*

Print Last Name: *Booker*

Address on file with the Board of Election: *768 Berkeley Rd.*

City/Village/Township: <i>Columbus</i>	Ward/Precinct:	Zip Code: <i>43205</i>	County: <i>Franklin</i>	Date of Signing: <i>10/11/15</i>
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13. Signature: *Owenhus V. Brown*

Print First Name: *Owenhus*

Print Last Name: *Brown*

Address on file with the Board of Election: *1105 Willow Brook Crossing Ct.*

City/Village/Township: <i>Backlick</i>	Ward/Precinct:	Zip Code: <i>43004</i>	County: <i>Franklin</i>	Date of Signing: <i>10/11/15</i>
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14. Signature: *Kia Williams*

Print First Name: *Kia*

Print Last Name: *Williams*

Address on file with the Board of Election: *1944 Redwood Street*

City/Village/Township: <i>Reynoldsburg</i>	Ward/Precinct:	Zip Code: <i>43068</i>	County: <i>Franklin</i>	Date of Signing: <i>10/11/15</i>
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15. Signature <i>[Signature]</i>	Print First Name	<i>Shaw</i>	Initial	<i>T</i>
	Print Last Name	<i>Vandille</i>		

Address on file with the Board of Election  
*6890 Gillette Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>Franklin</i>	<i>10-11-15</i>

16. Signature <i>[Signature]</i>	Print First Name	<i>Natasha</i>	Initial	<i>NSB</i>
	Print Last Name	<i>Britford</i>		

Address on file with the Board of Election  
*5397 Jack Russell Way*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43232</i>	<i>Franklin</i>	<i>10-11-15</i>

17. Signature <i>[Signature]</i>	Print First Name	<i>Marguerite</i>	Initial	
	Print Last Name	<i>Gunnell</i>		

Address on file with the Board of Election  
*6603 Pencil Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Reynoldsburg</i>		<i>43068</i>	<i>Franklin</i>	<i>10/10/15</i>

18. Signature <i>[Signature]</i>	Print First Name	<i>Rachel</i>	Initial	
	Print Last Name	<i>Murdock</i>		

Address on file with the Board of Election  
*1055 Arcaro Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Gahanna</i>		<i>43230</i>	<i>Franklin</i>	<i>10/13/15</i>

19. Signature <i>[Signature]</i>	Print First Name	<i>Marcos</i>	Initial	<i>ML</i>
	Print Last Name	<i>Limas</i>		

Address on file with the Board of Election  
*3191 Riverview Place apt F*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43202</i>	<i>Franklin</i>	<i>10/13/15</i>

20. Signature <i>[Signature]</i>	Print First Name	<i>Joshua</i>	Initial	<i>J.J</i>
	Print Last Name	<i>Jones</i>		

Address on file with the Board of Election  
*137 Shaffer Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Groveport</i>		<i>43125</i>	<i>Franklin</i>	<i>10-13-15</i>

21. Signature <i>[Signature]</i>	Print First Name	<i>Sydney</i>	Initial	<i>T.H</i>
	Print Last Name	<i>Hill</i>		

Address on file with the Board of Election  
*1846 Bernhart Dr*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Franklin</i>		<i>43228</i>	<i>Franklin</i>	<i>10-13-15</i>

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✓ Signature <i>Crystal Majchrowski</i>	Print First Name	Crystal	Initial	
	Print Last Name	Majchrowski		
Address on file with the Board of Election 5782 Babbitt Rd				
City/Village/Township New Albany	Ward/Precinct	Zip Code 43051	County Franklin	Date of Signing 10/13/15
✓ Signature <i>Michelle Posten</i>	Print First Name	Michelle	Initial	M
	Print Last Name	Posten		
Address on file with the Board of Election 2715 mellow brook St				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43232	County Franklin	Date of Signing 10-13-15
✓ Signature <i>Chuck White</i>	Print First Name	Chuck	Initial	Ch
	Print Last Name	White		
Address on file with the Board of Election 1926 oakwood ave				
City/Village/Township Columbus	Ward/Precinct	Zip Code 4307	County Franklin	Date of Signing 10/13/15
NRA Signature <i>Eric Thach</i>	Print First Name	Eric	Initial	ET
	Print Last Name	Thach		
Address on file with the Board of Election 3542 jonathan noble way				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43231	County Franklin	Date of Signing 10/13/15
✓ Signature <i>Patricia Morgan</i>	Print First Name	Patricia	Initial	
	Print Last Name	Morgan		
Address on file with the Board of Election 6436 Reflections Dr. Apt-A				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43207	County Franklin	Date of Signing 10/13/15
NRA Signature <i>Michael Watkins</i>	Print First Name	Michael	Initial	S
	Print Last Name	Watkins		
Address on file with the Board of Election 374 Chetoly Ln				
City/Village/Township Columbus	Ward/Precinct -	Zip Code 43207	County Franklin	Date of Signing 10/13/15
[REDACTED SIGNATURE]				
[REDACTED ADDRESS]				
[REDACTED CITY]				
[REDACTED ZIP]				
[REDACTED COUNTY]				
[REDACTED DATE]				

## 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, Ray Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

Ray Jackson  
(Signed)  
2000 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

Number: 000151

County: Franklin

25

**INITIATIVE PETITION**

**411615**

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.

V=17  
R=8  
B=1  
HAD

**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 <i>LaTasha Parks</i>	Print First Name	LaTasha	Initial	LNP
	Print Last Name	Parks		

Address on file with the Board of Election  
1889 E. North Broadway

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus	OH	43224	Franklin	10/14/15

2. Signature <i>Vanessa Mullen</i>	Print First Name	Vanessa	Initial	V
	Print Last Name	Mullen		

Address on file with the Board of Election  
2852 Dolby Drive

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus	OH	43207	Franklin	10/14/15

3. Signature <i>Bernice Torkornoo</i>	Print First Name	Bernice	Initial	B
	Print Last Name	Torkornoo		

Address on file with the Board of Election  
2611 Amberwick Pl

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Hilliard		43026	Franklin	10/14/2015

4. Signature <i>Desmond Turay</i>	Print First Name	Desmond	Initial	DT
	Print Last Name	Turay		

Address on file with the Board of Election  
5513 Mesa Ridge Lane Apt J

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43231	Franklin	10/14/2015

5. Signature <i>Abosua</i>	Print First Name	TIMAH	Initial	
	Print Last Name	ABOAYE		

Address on file with the Board of Election  
3034 Wyndburgh Drive

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43219	Franklin	10/14/15

6. Signature <i>Edward Graham</i>	Print First Name	Edward	Initial	E
	Print Last Name	Graham		

Address on file with the Board of Election  
4929 Atwater Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43229	Franklin	10/14/15

7. Signature <i>Daisy Roland</i>	Print First Name	Daisy	Initial	R
	Print Last Name	Roland		

Address on file with the Board of Election  
5560 Southwood Ave

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43231	Franklin	10/14/15



**NOTICE**

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

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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NR

15. Signature <i>Earday L. Gregory</i>	Print First Name <i>Cardoz</i>	Initial
	Print Last Name <i>Gregory</i>	
Address on file with the Board of Election <i>1900 Cannon Drive</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43210</i>
	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>

✓

16. Signature <i>Sarah Makepeace</i>	Print First Name <i>Sarah</i>	Initial <i>E</i>
	Print Last Name <i>Makepeace</i>	
Address on file with the Board of Election <i>254 E 16th ave</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43201</i>
	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>

NE

17. Signature <i>Barbara Patel</i>	Print First Name <i>Bansari</i>	Initial
	Print Last Name <i>Patel</i>	
Address on file with the Board of Election <i>792 Park-Stradley hall 120 W. 11th Avenue</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43201</i>
	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>

✓

18. Signature <i>Anthony Alfredo</i>	Print First Name <i>Anthony</i>	Initial <del>AF</del>
	Print Last Name <i>Alfredo</i>	
Address on file with the Board of Election <i>30 E. 18th Ave</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct <i>OH</i>	Zip Code <i>43201</i>
	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>

✓

19. Signature <i>Raled Asdwilchi</i>	Print First Name <i>Raled</i>	Initial
	Print Last Name <i>Asdwilchi</i>	
Address on file with the Board of Election <i>3162 Healtown d</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43219</i>
	County <i>Franklin</i>	Date of Signing <i>14/10/15</i>

NCA

20. Signature <i>Laura Kington</i>	Print First Name <i>Laura</i>	Initial
	Print Last Name <i>Kington</i>	
Address on file with the Board of Election <i>73 Chitterden Ave</i>		
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43201</i>
	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>

BL

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

**NOTICE**

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

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

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
-----------	--------	----------	--	--------------------

(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
-----------	--------	-----------------	-------------------	---------------	--------------------

22. Signature <i>Megan Lewis</i>	Print First Name Megan	Initial	Print Last Name Lewis
Address on file with the Board of Election Suley Hatton Ct.			
City/Village/Township Hilliard	Ward/Precinct	Zip Code 43026	County Frank
			Date of Signing 10/14/15

23. Signature <i>Evin G Jones</i>	Print First Name Evin	Initial	Print Last Name Jones
Address on file with the Board of Election 1488 Cleveland Ave.			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43211	County Franklin
			Date of Signing 10-14-15

24. Signature <i>Olivia Rojas</i>	Print First Name Olivia	Initial	Print Last Name Rojas
Address on file with the Board of Election 1551 Arington Ave			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43211	County Franklin
			Date of Signing 10-14-15

25. Signature <i>Shonette Rhodes</i>	Print First Name Shonette	Initial	Print Last Name Rhodes
Address on file with the Board of Election 2125 N. High Street			
City/Village/Township Columbus	Ward/Precinct	Zip Code 43210	County Franklin
			Date of Signing 10-14-15

26. Signature <i>Matthew Johnson</i>	Print First Name Matthew	Initial	Print Last Name Johnson
Address on file with the Board of Election 7707 Roberts Rd			
City/Village/Township Hilliard	Ward/Precinct	Zip Code 43026	County Franklin
			Date of Signing 10-14-15

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.

ballmiball...  
cc852 A0...

STATEMENT OF CIRCULATOR

I, Roy Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 26 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

Roy Jackson  
(Signed)

2100 Baul Road  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH                      43067  
State                              Zip Code

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

Number: 000218

County: Franklin

24

### INITIATIVE PETITION

411682

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

12 valid  
16 invalid  
Matt R.

#### 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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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

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3811 N. Main St.  
Dayton, Ohio 45405

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

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

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

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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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*[Redacted Signature and Address]*

2. Signature	Print First Name	Initial
<i>Lynn Porter</i>	Lynn	
	Print Last Name	
	Porter	
Address on file with the Board of Election		
6224 Pinefield Dr.		
City/Village/Township	Ward/Precinct	Zip Code
Hilliard		43026
County	Date of Signing	
Franklin	10/13/15	

3. Signature	Print First Name	Initial
<i>Timiya Ashburn</i>	Timiya	T
	Print Last Name	
	Ashburn	
Address on file with the Board of Election		
5181 Broadview Rd		
City/Village/Township	Ward/Precinct	Zip Code
Gahanna		43230
County	Date of Signing	
Franklin	10/13/15	

4. Signature	Print First Name	Initial
<i>Josh B Smith</i>	Josh	J
	Print Last Name	
	Smith	
Address on file with the Board of Election		
5844 BUCKHANNON ST		
City/Village/Township	Ward/Precinct	Zip Code
DUBLIN		43016
County	Date of Signing	
FRANKLIN	10/13/15	

5. Signature	Print First Name	Initial
<i>Elsie Carmichael</i>	Elsie	E
	Print Last Name	
	Carmichael	
Address on file with the Board of Election		
2983 Francis Scott Key Way		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43207
County	Date of Signing	
Franklin	10/13/2015	

6. Signature	Print First Name	Initial
<i>Heidi Napper</i>	Heidi	H
	Print Last Name	
	Napper	
Address on file with the Board of Election		
2222 Marshon Ct		
City/Village/Township	Ward/Precinct	Zip Code
Grove City		43123
County	Date of Signing	
Frank	10-13-15	

7. Signature	Print First Name	Initial
<i>Cheryl Crowley</i>	Cheryl	C
	Print Last Name	
	Crowley	
Address on file with the Board of Election		
2017 N 4th St		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43201
County	Date of Signing	
Frank	10 13 15	

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8. Signature 

Print First Name Tyler Beche Initial \_\_\_\_\_  
 Print Last Name Beche

Address on file with the Board of Election  
356 Webster Dr

City/Village/Township <u>Columbus</u>	Ward/Precinct	Zip Code <u>43232</u>	County <u>Franklin</u>	Date of Signing <u>10/13/15</u>
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9. Signature Russell Evans

Print First Name Russell Initial RE  
 Print Last Name Evans

Address on file with the Board of Election  
1809 Arcadia Ave

City/Village/Township <u>Obetz</u>	Ward/Precinct	Zip Code <u>43207</u>	County <u>Franklin</u>	Date of Signing <u>10/14/15</u>
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10. Signature 

Print First Name Karla Initial A  
 Print Last Name Hernandez

Address on file with the Board of Election  
797 Sumter St

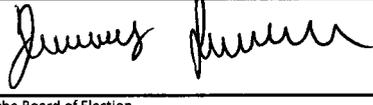
City/Village/Township <u>Galloway</u>	Ward/Precinct	Zip Code <u>43119</u>	County <u>Franklin</u>	Date of Signing <u>10/14/15</u>
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11. Signature 

Print First Name Nitiika Initial NH  
 Print Last Name Hubbard

Address on file with the Board of Election  
2373 Dunkirk Dr

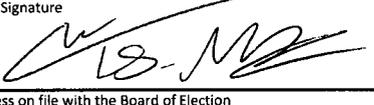
City/Village/Township <u>Columbus</u>	Ward/Precinct	Zip Code <u>43219</u>	County <u>Franklin</u>	Date of Signing <u>10/14/15</u>
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12. Signature 

Print First Name Jeremy Initial JS  
 Print Last Name Swanson

Address on file with the Board of Election  
5403 Armour Ct

City/Village/Township <u>Columbus</u>	Ward/Precinct	Zip Code <u>43225</u>	County <u>Franklin</u>	Date of Signing <u>10/14/15</u>
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13. Signature 

Print First Name Chase Initial JSM  
 Print Last Name James-McMurrie

Address on file with the Board of Election  
4132 Vineshire Lane

City/Village/Township <u>Columbus</u>	Ward/Precinct	Zip Code <u>43227</u>	County <u>Franklin</u>	Date of Signing <u>10/14/15</u>
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14. Signature \_\_\_\_\_

Print First Name \_\_\_\_\_ Initial \_\_\_\_\_  
 Print Last Name \_\_\_\_\_

Address on file with the Board of Election  
 \_\_\_\_\_

City/Village/Township <u>Columbus</u>	Ward/Precinct	Zip Code	County	Date of Signing
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15. Signature <i>Brennan E. Woody</i>	Print First Name <b>Brennan</b>	Initial <b>E.</b>
Print Last Name <b>woody</b>		

Address on file with the Board of Election  
*1507 Graywood Avenue*

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43227</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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16. Signature	Print First Name	Initial		
[Redacted]		[Redacted]		
Address on file with the Board of Election				
[Redacted]				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
[Redacted]	[Redacted]	[Redacted]	[Redacted]	[Redacted]

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

18. Signature <i>Nate Jameson</i>	Print First Name <b>Nate</b>	Initial <b>NJ</b>
Print Last Name <b>Jameson</b>		

Address on file with the Board of Election  
*1242 Brookcliff ave*

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43219</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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19. Signature <i>Mary E Wallace</i>	Print First Name <b>Mary</b>	Initial <b>E</b>
Print Last Name <b>Wallace</b>		

Address on file with the Board of Election  
*5121 Sandcherry Dr.*

City/Village/Township <b>Groveport</b>	Ward/Precinct	Zip Code <b>43125</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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20. Signature <i>Steve Tecante</i>	Print First Name <b>Steve</b>	Initial <b>ST</b>
Print Last Name <b>Tecante</b>		

Address on file with the Board of Election  
*4343 Glenmawr Ave*

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43224</b>	County <b>Franklin</b>	Date of Signing <b>10/14/15</b>
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21. Signature <i>Cameron Colby</i>	Print First Name <b>Cameron</b>	Initial <b>J</b>
Print Last Name <b>Colby</b>		

Address on file with the Board of Election  
*7645 Eagle Trace,ville*

City/Village/Township <b>Sanbury</b>	Ward/Precinct	Zip Code <b>43081</b>	County <b>Franklin</b>	Date of Signing <b>10/21/15</b>
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NRA

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22. Signature 	Print First Name	KEVIN	Initial	M
	Print Last Name	DAVIS		

Address on file with the Board of Election  
7282 DOROVAN DR

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
BLACKICK		43004	FRANKLIN	10/4/15

23. Signature 	Print First Name	Abby	Initial	
	Print Last Name	Fortman		

Address on file with the Board of Election  
145 E. Norwich Ave

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43201	franklin	10/14/15

24. Signature 	Print First Name	Mohamed	Initial	
	Print Last Name	Omar		

Address on file with the Board of Election  
1675 Eastbrook Dr W

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43223	Franklin	10/14/15

25. Signature 	Print First Name	Taylor	Initial	L
	Print Last Name	Compston		

Address on file with the Board of Election  
7155 Jackson Pike

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<del>Columbus</del> Lockbourne		43137	<del>Columbus</del> Franklin	10/14/15

26. Signature 	Print First Name	Steve	Initial	
	Print Last Name	Davenport		

Address on file with the Board of Election  
588 Chattam road

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43214	Franklin	10-14-15

27. Signature 	Print First Name	William	Initial	E.
	Print Last Name	Bell		

Address on file with the Board of Election  
4876 warminster Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43232	Franklin	10/14/15

28. Signature 	Print First Name	Alex	Initial	
	Print Last Name	Starns		

Address on file with the Board of Election  
5839 Olentangy Blvd.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Riverlea		43085	Franklin	Oct 14, 2015

## 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, Roy Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

(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.

RJ  
(Signed)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH                      43068  
State                              Zip Code

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

Number: 000219

County: Franklin

24

**INITIATIVE PETITION**

411683

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

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

14 valid  
14 invalid  
Matt R.

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.

]

25

## **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>Brian Bay</i>		Print First Name <i>Brian</i>	Initial <i>A</i>
[Redacted Address]		Print Last Name [Redacted]	
City/Village/Township <i>Franklin</i>	Zip Code <i>43119</i>	County <i>Franklin</i>	Date of Signing <i>10/12/15</i>

2. Signature <i>Hannah Welk</i>		Print First Name <i>Hannah</i>	Initial <i>G</i>
Address on file with the Board of Election <i>1240 Ashburnham dr.</i>		Print Last Name <i>Welk</i>	
City/Village/Township <i>Gahanna</i>	Ward/Precinct <i>01</i>	Zip Code <i>43230</i>	County <i>Franklin</i>
			Date of Signing <i>10/12/15</i>

3. Signature <i>Scott Close</i>		Print First Name <i>Scott</i>	Initial
Address on file with the Board of Election <i>5736 Nike Dr</i>		Print Last Name <i>Close</i>	
City/Village/Township <i>Hilliard</i>	Ward/Precinct	Zip Code <i>43026</i>	County <i>Franklin</i>
			Date of Signing <i>10/13/15</i>

4. [Redacted Signature]		Print First Name	Initial
[Redacted Address]		Print Last Name	
City/Village/Township	Ward/Precinct	Zip Code	County
			Date of Signing

5. Signature <i>Nick Stewart</i>		Print First Name <i>Nick</i>	Initial <i>NS</i>
Address on file with the Board of Election <i>3681 Klibreck Dr.</i>		Print Last Name <i>Stewart</i>	
City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43228</i>	County <i>Franklin</i>
			Date of Signing <i>10/13</i>

6. Signature <i>William Gray</i>		Print First Name <i>William</i>	Initial
Address on file with the Board of Election <i>6830 Bennell Drive</i>		Print Last Name <i>Gray</i>	
City/Village/Township <i>Reynoldsburg</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>Franklin</i>
			Date of Signing <i>10/13/15</i>

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

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8. Signature *[Signature]* Print First Name **Maxine** Initial **MR**  
 Print Last Name **Robinson**

Address on file with the Board of Election  
**1474 Junata rd**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43232</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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9. Signature *[Signature]* Print First Name **Madison** Initial **MG**  
 Print Last Name **Grove**

Address on file with the Board of Election  
**283 Brownsfell Drive**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43235</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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10. Signature *[Signature]* Print First Name **Adia** Initial  
 Print Last Name **Robinson**

Address on file with the Board of Election  
**3084 Dedham St.**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43224</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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11. Signature *[Signature]* Print First Name **Thierno** Initial  
 Print Last Name **Bahoua**

Address on file with the Board of Election  
**5567 Mesa Ridge Lane**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43231</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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12. Signature *[Signature]* Print First Name **mohamad** Initial  
 Print Last Name **Buhia**

Address on file with the Board of Election  
**243329 15105 R/m ct**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43229</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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13. Signature *[Signature]* Print First Name **Hunter** Initial **HP**  
 Print Last Name **Pannell**

Address on file with the Board of Election  
**5863 Wollct**

City/Village/Township <b>Gahanna</b>	Ward/Precinct	Zip Code <b>43230</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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14. Signature *[Signature]* Print First Name **Blake** Initial **BP**  
 Print Last Name **Peruchi**

Address on file with the Board of Election  
**2036 N 4th Street**

City/Village/Township <b>Columbus</b>	Ward/Precinct	Zip Code <b>43201</b>	County <b>Franklin</b>	Date of Signing <b>10/13/15</b>
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**(Sign with ink. Your name, residence, and date of signing must be given.)**

Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature <i>Christina Jackson</i>	Print First Name <i>Iman</i>	Initial <i>D</i>
	Print Last Name <i>Jackson</i>	

Address on file with the Board of Election  
*1790 Lis Ln*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43227</i>	County <i>Franklin</i>	Date of Signing <i>10-13-15</i>
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16. Signature	Print First Name	Initial		
Print Last Name				
Address on file with the Board of Election				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
				<i>10-15-15</i>

17. Signature <i>Miguel Scott</i>	Print First Name <i>Miguel</i>	Initial <i>M</i>
	Print Last Name <i>Scott</i>	

Address on file with the Board of Election  
*12122 Bentwood Farms Dr*

City/Village/Township <i>Pickerington</i>	Ward/Precinct	Zip Code <i>43147</i>	County <i>Frank</i>	Date of Signing <i>10/15/15</i>
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18. Signature <i>Alyssa Wood</i>	Print First Name <i>Alyssa</i>	Initial
	Print Last Name <i>Wood</i>	

Address on file with the Board of Election  
*6439 Blackhaw Drive*

City/Village/Township <i>Reynoldsburg</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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19. Signature <i>Kirsten Thompson</i>	Print First Name <i>Kirsten</i>	Initial <i>E</i>
	Print Last Name <i>Thompson</i>	

Address on file with the Board of Election  
*7702 Bandshell place*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43235</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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20. Signature <i>Brooklyn Griffith</i>	Print First Name <i>Brooklyn</i>	Initial
	Print Last Name <i>Griffith</i>	

Address on file with the Board of Election  
*3070 East Linneyston Avenue*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43227</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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21. Signature <i>Akoya London</i>	Print First Name <i>Akoya</i>	Initial
	Print Last Name <i>London</i>	

Address on file with the Board of Election  
*1714 E 24th Ave*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43219</i>	County <i>Franklin</i>	Date of Signing <i>10/13/15</i>
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NRA

22. Signature <i>Jacob Baker</i>	Print First Name	Jacob	Initial	JB
	Print Last Name	Buckley		

Address on file with the Board of Election  
5536 Old Pond P

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Dublin		43017	Franklin	10/13/15

NRA

23. Signature <i>Megan Bauingardner</i>	Print First Name	Megan	Initial	A
	Print Last Name	Bauingardner		

Address on file with the Board of Election  
1757 Schrock rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43229	Franklin United States	10-13-15

✓

24. Signature <i>Matthew Judge</i>	Print First Name	Matthew	Initial	R
	Print Last Name	Judge		

Address on file with the Board of Election  
521 Sawyer Blvd Apt 714

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43203	Franklin	10/13/15

✓

25. Signature <i>Karen Ellis</i>	Print First Name	Karen	Initial	
	Print Last Name	Ellis		

Address on file with the Board of Election  
87 Euclid Ave

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43261	Franklin	10/13/15

NRA

26. Signature <i>Ankit Bhardwaj</i>	Print First Name	Ankit	Initial	
	Print Last Name	Bhardwaj		

Address on file with the Board of Election  
6039 Sunberry Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Dublin		43017	Franklin	10/13/15

NRA

27. Signature <i>Nader Akrouche</i>	Print First Name	Nader	Initial	NA
	Print Last Name	Akrouche		

Address on file with the Board of Election  
1204 red lot lane

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Franklin		43118	Franklin	10/13/15

✓

28. Signature <i>Victor Green</i>	Print First Name	Victor	Initial	VG
	Print Last Name	Green		

Address on file with the Board of Election  
223 Summerfern Cark

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43213	Franklin	10-12-15

## FULL TEXT OF LAW

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

### **Chapter 194: Drug Price Relief**

#### **Section 194.01**

##### **(A) Title.**

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

##### **(B) Findings and Declarations.**

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

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

##### **(C) Purposes and Intent.**

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

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



Number: 000482

County: Franklin

14

**INITIATIVE PETITION**

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

V-11  
IV-3  
BL-0

**TITLE**

Ohio Drug Price Relief Act

**013541**

**SUMMARY**

JS

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.

14

## **CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

## **COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

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

Address on file with the Board of Election  
785 Midland Ave

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43223	Franklin	10-14-15

2. Signature 	Print First Name	Jordan	Initial	JW
	Print Last Name	Wiseman		

Address on file with the Board of Election  
453 E Northwood Ave

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43201	Franklin	10/14/15

3. Signature 	Print First Name	Matthew	Initial	
	Print Last Name	Blair		

Address on file with the Board of Election  
3096 Maryland Ave Apt 60

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		43209	Franklin	10/14/2015

4. Signature 	Print First Name	Anna	Initial	AD
	Print Last Name	Davis		

Address on file with the Board of Election  
7700 Farmington Dr. APT E

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Franklin		43008	Franklin	10/14/15

5. Signature 	Print First Name	MALIKA	Initial	A
	Print Last Name	MASOOD		

Address on file with the Board of Election  
5469M Interlachen Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Hilliard		43026	Franklin	10/14

6. Signature 	Print First Name	Nikolina Cucca	Initial	nc
	Print Last Name	Cucca		

Address on file with the Board of Election  
123 West Lane Avenue

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus		432010	Franklin	10-14-15

7. Signature 	Print First Name	Samantha	Initial	K
	Print Last Name	Finley		

Address on file with the Board of Election  
1948 Summit St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Columbus	16-D	43201	Franklin	10/14/15

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8. Signature <i>Manuel G. Wilson</i>	Print First Name Manuel	Initial M.		
	Print Last Name Wilson			
Address on file with the Board of Election 286 Hanford St.				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43206	County Franklin	Date of Signing 10/14/2015

9. Signature <i>Stam O'Grady</i>	Print First Name Liam	Initial BAC		
	Print Last Name O'Grady			
Address on file with the Board of Election 43 Wid <sup>th</sup> Ave				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43210	County <del>Franklin</del> Franklin	Date of Signing 10/14/15

10. Signature <i>Chelsea Hothorn</i>	Print First Name Chelsea	Initial M		
	Print Last Name Hothorn			
Address on file with the Board of Election 113 E 11th Ave				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43201	County Franklin	Date of Signing 10/13/15

11. Signature <i>Brandon Selig</i>	Print First Name Brandon	Initial BJS		
	Print Last Name Selig			
Address on file with the Board of Election 2725 N High Street				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43210	County Franklin	Date of Signing 10/14/15

12. Signature <i>[Signature]</i>	Print First Name YOUSIE	Initial		
	Print Last Name MURPHY			
Address on file with the Board of Election 6243 Michael Kenner Ln				
City/Village/Township Dublin	Ward/Precinct	Zip Code 43017	County Franklin	Date of Signing 10/14/15

13. Signature <i>Melissa Theodore</i>	Print First Name Melissa	Initial MST		
	Print Last Name Theodore			
Address on file with the Board of Election 5395 Kirkland way				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43231	County Franklin	Date of Signing 10/14/15

14. Signature <i>Hannah Romich</i>	Print First Name Hannah	Initial M		
	Print Last Name Romich			
Address on file with the Board of Election 2367 Summit Street				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43202	County Franklin	Date of Signing 10/14/15

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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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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	

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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.

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#### **Section 194.01**

##### **(A) Title.**

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- (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, Ray Jackson ✓, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 14 ✓ electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

**Direct Democracy Unlimited**  
2800 W Orange Grove Ave Fullerton, CA 92833

(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.

RJ ✓  
(Signed)  
2100 Wince Rd ✓  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg ✓  
City, Village or Township  
OH 43068 ✓  
State Zip Code

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

Number: 000762

County: Madison Franklin

11

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

013821

### 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.

11

**CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

**COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

**NOTICE**

AA P

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

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

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

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

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

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature	Print First Name	Initial
Address	10	
City/Village	Columbus	

2. Signature	Print First Name	Initial
Address		
City/Village		

3. Signature	Print First Name	Initial
	Muna	
	Print Last Name	
	Dualeh	
Address on file with the Board of Election		
5611 Farmhouse Ln		
City/Village/Township	Ward/Precinct	Zip Code
Hilliand		43024
County	Date of Signing	
Franklin	10/14/15	

4. Signature	Print First Name	Initial
	Kelly	KP
	Print Last Name	
	Patrick	
Address on file with the Board of Election		
1699 Essex Rd.		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43221
County	Date of Signing	
Franklin	10/14/15	

5. Signature	Print First Name	Initial
	Sheridan	L
	Print Last Name	
	Hendrix	
Address on file with the Board of Election		
3063 S. Dorchester Road		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43221
County	Date of Signing	
Franklin	10/14/15	

6. Signature	Print First Name	Initial
	Matt	W
	Print Last Name	
	Latwell	
Address on file with the Board of Election		
1448 Highland St. Apt. B		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43201
County	Date of Signing	
Franklin	10/14/15	

7. Signature	Print First Name	Initial
	Erik	
	Print Last Name	
	Dominguez	
Address on file with the Board of Election		
203 W. 10th Ave		
City/Village/Township	Ward/Precinct	Zip Code
Columbus		43201
County	Date of Signing	
Franklin	10/14/15	

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8. Signature <i>Isabel Peña</i>	Print First Name	<i>Isabel</i>	Initial	<i>IP</i>
	Print Last Name	<i>Peña</i>		
Address on file with the Board of Election <i>2125 N High St</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43210</i>	<i>Franklin</i>	<i>10/14/15</i>

9. Signature <i>Ellen Dossey</i>	Print First Name	<i>Ellen</i>	Initial	<i>ED</i>
	Print Last Name	<i>Dossey</i>		
Address on file with the Board of Election <i>339 E Tompkins St</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43202</i>	<i>Franklin</i>	<i>10/14/15</i>

10. Signature <i>Steve Slaughter</i>	Print First Name	<i>Steve</i>	Initial	<i>SS</i>
	Print Last Name	<i>Slaughter</i>		
Address on file with the Board of Election <i>71 W Blake Ave</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43201</i>	<i>Franklin</i>	<i>10/14/15</i>

11. Signature <i>Carnie Rini</i>	Print First Name	<i>CARNIE</i>	Initial	
	Print Last Name	<i>RINI</i>		
Address on file with the Board of Election <i>2473 Adams Avenue</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43202</i>	<i>Franklin</i>	<i>10-14-15</i>

12. Signature <i>Vanessa Alvarez</i>	Print First Name	<i>Vanessa</i>	Initial	
	Print Last Name	<i>Alvarez</i>		
Address on file with the Board of Election <i>2157 Indiana Ave</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Columbus</i>		<i>43201</i>	<i>Franklin</i>	<i>10/14/15</i>

13. Signature <i>Brandon Baker</i>	Print First Name	<i>Brandon</i>	Initial	<i>BB</i>
	Print Last Name	<i>Baker</i>		
Address on file with the Board of Election <i>5328 fescue dc</i>				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
<i>Hilliard</i>		<i>43026</i>	<i>Franklin</i>	<i>10/14/15</i>

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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	Print Last Name	

Address on file with the Board of Election

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

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

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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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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	

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	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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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.
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- (3) All state departments, agencies and other state entities that enter into one or more agreements with the manufacturer of any drug for the purchase of prescribed drugs or agreement to pay directly or indirectly for prescribed drugs shall implement this section no later than July 1, 2017.
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- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

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

**Direct Democracy Unlimited**  
**2800 W Orangethorpe Ave Fullerton, CA 92833**

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

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

[Signature]  
(Signed)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH 43061  
State Zip Code

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

Number: 000763

County: Franklin

11

## INITIATIVE PETITION

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

### TITLE

Ohio Drug Price Relief Act

**013822**

### SUMMARY

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

- Sets forth the title of the Act as "The Ohio Drug Price Relief Act."
- Sets forth Findings and Declarations and Purposes and Intent of the Act.
- Sets forth factors in determining "net cost."
- Authorizes state departments, agencies and other state entities to adopt administrative rules to implement the provisions of the Act.
- Provide that the Act shall liberally construed to effectuate its purpose.
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- 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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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>A. Ornelo</i>	Print First Name	<i>Abel</i>	Initial	
	Print Last Name	<i>Soy</i>		

Address on file with the Board of Election  
*112 shultz ave*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43222</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>
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2. Signature <i>[Signature]</i>	Print First Name	<i>Zame</i>	Initial	
	Print Last Name	<i>Embrugh</i>		

Address on file with the Board of Election  
*2211 Breefield Dr*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43224</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>
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3. Signature <i>Bailee Smith</i>	Print First Name	<i>Bailee</i>	Initial	<i>J</i>
	Print Last Name	<i>Smith</i>		

Address on file with the Board of Election  
*1470 Coloway Rd*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43227</i>	County <i>Franklin</i>	Date of Signing <i>10-14-15</i>
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4. Signature <i>Ryan Hafey</i>	Print First Name	<i>Ryan</i>	Initial	<i>J</i>
	Print Last Name	<i>Hafey</i>		

Address on file with the Board of Election  
*1420 Walshire dr N*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43232</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>
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5. Signature <i>Ariel Frantz</i>	Print First Name	<i>Ariel</i>	Initial	<i>G</i>
	Print Last Name	<i>Frantz</i>		

Address on file with the Board of Election  
*126 Beacon Run E*

City/Village/Township <i>Columbus</i>	Ward/Precinct <del>Franklin</del>	Zip Code <i>43228</i>	County <i>Franklin</i>	Date of Signing <i>14 October 2015</i>
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6. Signature <i>Maahum</i>	Print First Name	<i>Maahum</i>	Initial	
	Print Last Name	<i>Ahmed</i>		

Address on file with the Board of Election  
*258 Chittenden Ave. #301*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>43201</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</i>
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7. Signature <i>[Signature]</i>	Print First Name	<i>Solomon</i>	Initial	
	Print Last Name	<i>Ayalew</i>		

Address on file with the Board of Election  
*8318 beddington dr*

City/Village/Township <i>Reynoldsburg</i>	Ward/Precinct <del>Columbus</del>	Zip Code <i>43061</i>	County <i>Franklin</i>	Date of Signing <i>10-14-15</i>
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8. Signature <i>Brooke Budgett</i>	Print First Name	Initial		
	Print Last Name			
Address on file with the Board of Election 187 w. lane				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43210	County Franklin	Date of Signing 10/14/15

9. Signature <i>J P</i>	Print First Name	Initial		
	Print Last Name			
Address on file with the Board of Election 1796 W 3rd Ave				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43212	County Franklin	Date of Signing 10/14/15

10. Signature <i>Andrew Bradley</i>	Print First Name	Initial		
	Print Last Name			
Address on file with the Board of Election 6014 Hampton Corners N				
City/Village/Township Milliard	Ward/Precinct	Zip Code 43026	County Franklin	Date of Signing 10/14/15

11. Signature <i>Shalii Tillman</i>	Print First Name	Initial		
	Print Last Name			
Address on file with the Board of Election 42 West Park Ave.				
City/Village/Township Columbus	Ward/Precinct	Zip Code 43222	County Franklin	Date of Signing 10/15/15

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

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	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				
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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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	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, Roy Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92830**

(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.

RJ  
(Signed)  
2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
011 Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

000925

Number: \_\_\_\_\_

County: FRANKLIN

1

**INITIATIVE PETITION**

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

*1/10  
1/11  
BLD  
BALANCE*

**TITLE**

Ohio Drug Price Relief Act

**9293**

**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>Zechariah</i>	Initial <i>ZM</i>
	Print Last Name <i>McAughton</i>	

Address on file with the Board of Election  
*160 Greenglade Ave.*

City/Village/Township <i>Worthington</i>	Ward/Precinct	Zip Code <i>43085</i>	County <i>Dublin FRANKLIN</i>	Date of Signing <i>10/14/15</i>
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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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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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	Print Last Name	

Address on file with the Board of Election

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	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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	Print Last Name	

Address on file with the Board of Election

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

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

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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## 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, Ray Jackson, 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

**Direct Democracy Unlimited**  
**2500 W Orangethorpe Ave Fullerton, CA 92833**

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

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

[Signature]  
(Signed)

2100 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH                      47068  
State                              Zip Code

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

000926

Number: \_\_\_\_\_

County: Franklin

**INITIATIVE PETITION**

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

*VI  
IV O  
BL O  
11/15/15*

**TITLE**

Ohio Drug Price Relief Act

**9294**

**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.

L

**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**

P H F

**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>Tyrin Mills</i>	Print First Name <i>Tyrin</i>	Initial <i>TM</i>
	Print Last Name <i>Mills</i>	

Address on file with the Board of Election  
*1773 Channingway Ct W*

City/Village/Township <i>Columbus</i>	Ward/Precinct	Zip Code <i>47232</i>	County <i>Franklin</i>	Date of Signing <i>10/14/15</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
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9. Signature	Print First Name	Initial
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10. Signature	Print First Name	Initial
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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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	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, Roy Jackson, 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

**Direct Democracy Unlimited**  
2500 W Orangethorpe Ave Fullerton, CA 92833

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

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

[Signature]  
(Signed)  
2100 Arica Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43068  
State Zip Code

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

**Roy Jackson**  
**Greene County Part-Petitions**

Number: 000177

County: Greene

5

15124N  
177

**INITIATIVE PETITION**

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

AC:6  
VERB 2  
INV 4  
95 12/29/15

**TITLE**

Ohio Drug Price Relief Act

764057

**SUMMARY**

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

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

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**

6

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

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

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

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

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

Address on file with the Board of Election  
*1576 Commonwealth Ave*

City/Village/Township <i>XENIA</i>	Ward/Precinct	Zip Code <i>45385</i>	County <i>GREENE</i>	Date of Signing <i>10/10/15</i>
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2. Signature <i>[Redacted]</i>	Print First Name <i>Melice</i>	Initial
Print Last Name <i>[Redacted]</i>		

Address  
*[Redacted]*

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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3. Signature <i>Ladawn Young</i>	Print First Name <i>Ladawn</i>	Initial
Print Last Name <i>Young</i>		

Address on file with the Board of Election  
*1400 Brush Row Rd.*

City/Village/Township <i>Wilberforce</i>	Ward/Precinct	Zip Code <i>45384</i>	County <i>Green</i>	Date of Signing <i>10/15/15</i>
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4. Signature <i>Devonna Howell</i>	Print First Name <i>Devonna</i>	Initial <i>S</i>
Print Last Name <i>Howell</i>		

Address on file with the Board of Election  
*1400 Brush Row Rd.*

City/Village/Township <i>Wilberforce</i>	Ward/Precinct	Zip Code <i>45384</i>	County <i>Green county</i>	Date of Signing <i>10/15/15</i>
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5. Signature <i>Lucius Knowles Campbell</i>	Print First Name <i>Lucius</i>	Initial <i>LKC</i>
Print Last Name <i>Knowles-Campbell</i>		

Address on file with the Board of Election  
*1400 Brush Row RD*

City/Village/Township <i>Wilberforce</i>	Ward/Precinct <i>[Redacted]</i>	Zip Code <i>45384</i>	County <i>Greene</i>	Date of Signing <i>10/15/15</i>
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6. Signature <i>Jada Stanton</i>	Print First Name <i>Jada</i>	Initial
Print Last Name <i>Stanton</i>		

Address on file with the Board of Election  
*1400 Brush Row Rd*

City/Village/Township <i>Wilberforce</i>	Ward/Precinct	Zip Code <i>45384</i>	County <i>Greene</i>	Date of Signing <i>10/16/15</i>
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7. Signature <i>[Redacted]</i>	Print First Name	Initial
Print Last Name		

Address  
*[Redacted]*

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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, Roy Jackson, 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

Direct Democracy Unlimited  
2500 W. Orange-Thorpe Ave Fullerton, CA 92833  
(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.

RJ  
(Signed)  
2105 Snael  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsbury  
City, Village or Township  
018 43068  
State Zip Code

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

Number: 000201

County: Greene

3

**INITIATIVE PETITION**

15124N  
201

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

1 valid  
2 invalid  

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3 total  
1.8  
12/29

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

764081

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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Ohio Attorney General  
August 3, 2015

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Dayton, Ohio 45402

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3811 N. Main St.  
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1. Signature <i>Tamia Matthews</i>	Print First Name	Tamia Matthews	Initial	
	Print Last Name	Tamia Matthews		

Address on file with the Board of Election  
1400 Brush Row Rd

City/Village/Township Wilberforce	Ward/Precinct	Zip Code 45385	County Greene	Date of Signing 10/15/15
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2. Signature <i>Keiara Eisee</i>	Print First Name	Keiara	Initial	K
	Print Last Name	Eisee		

Address on file with the Board of Election  
1400 Brush Row Rd

City/Village/Township Wilberforce	Ward/Precinct	Zip Code 45384	County Greene United States	Date of Signing 10/15/15
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3. Signature <i>Mhantiquelle Clark</i>	Print First Name	Mhantiquelle	Initial	MC
	Print Last Name	Clark		

Address on file with the Board of Election  
1200 Brush Row Rd.

City/Village/Township Wilberforce	Ward/Precinct	Zip Code 45384	County Greene	Date of Signing 10.15.15
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4. Signature	Print First Name		Initial	
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MR

DUP

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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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19. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

**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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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, Roy Jackson, 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

Direct Democracy Unlimited

2500 W. Orangethorpe Ave Fullerton, CA 92833  
(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.

RJ  
(Signed)

2100 Grace Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH                      43068  
State                                      Zip Code

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

Number: 000222

County: Green

2

**INITIATIVE PETITION**

15124N  
222

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

0 valid  
3 invalid  

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3 total  
T.S.  
12/29

**TITLE**

Ohio Drug Price Relief Act

**764102**

**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)

## **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

61

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>[Signature]</i>	Print First Name <i>Regina</i>	Initial
	Print Last Name <i>Jackson</i>	

Address on file with the Board of Election

*1400 Brush Row rd*

City/Village/Township <i>Wilberforce</i>	Ward/Precinct	Zip Code <i>45394</i>	County <i>Greene</i>	Date of Signing <i>10-18-15</i>
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2. Signature <i>[Signature]</i>	Print First Name <i>Micah</i>	Initial <i>MC</i>
	Print Last Name <i>Grwin</i>	

Address on file with the Board of Election

*580 Newport rd*

City/Village/Township <i>Xenia</i>	Ward/Precinct	Zip Code <i>45385</i>	County <i>Greene</i>	Date of Signing <i>10-15-15</i>
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3. Signature <i>[Signature]</i>	Print First Name <i>Ciara</i>	Initial
	Print Last Name	

Address on file with the Board of Election

*[Redacted Address]*

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

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

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

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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
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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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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

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

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

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Address on file with the Board of Election				
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(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature <i>Samantha [Redacted]</i>	Print First Name Samantha	Initial SD	Address on file with the Board of Election [Redacted]
City/Village/Township Paris	Ward/Precinct	Zip Code 43062	County Licking
Date of Signing 10/14/15			

23. Signature <i>[Redacted]</i>	Print First Name MIMI	Initial	Address on file with the Board of Election [Redacted]
City/Village/Township Paris	Ward/Precinct	Zip Code 43062	County Licking
Date of Signing 10/14/15			

24. 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			

25. 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			

26. 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			

27. 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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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.
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- (5) The General Assembly shall enact any additional laws and the Governor shall take any additional actions required to promptly carry out the provisions of this section.

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This Act shall be liberally construed to effectuate its purpose.

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

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

STATEMENT OF CIRCULATOR

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Direct Democracy Unlimited

2500 W. Orange Thorpe Ave. Fullerton, CA 92833

(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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RJ

(Signed)

2100 Briarcliff

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

Reynoldsburg

City, Village or Township

OH

State

43068

Zip Code

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

Number: 000233

County: Greene

15124N  
233

**INITIATIVE PETITION**

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

1 valid  
1 invalid  
2 total

T.G. 12/28

**TITLE**

Ohio Drug Price Relief Act

**764113**

**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**

61

**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>✓ Allana Willis</i>	Print First Name <i>Allana</i>	Initial <i>A.W</i>
	Print Last Name <i>Willis</i>	

Address on file with the Board of Election

1400 Brush Row Road				
City/Village/Township <i>Wilberforce</i>	Ward/Precinct	Zip Code <i>45384</i>	County <i>Green</i>	Date of Signing <i>10-15-15</i>

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

Address

[Redacted Address]				
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing

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
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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, Roy Jackson, 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

Direct Democracy Unlimited

2500 W. Orangethorpe Ave Fullerton, CA 92833

(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.

RJ  
(Signed)

2100 Brice Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route

Reynoldsburg  
City, Village or Township

OH 43068  
State Zip Code

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