

**IN THE SUPREME COURT OF OHIO**

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

---

**APPENDIX 6  
TO  
RELATORS' MOTION FOR PARTIAL SUMMARY JUDGMENT**

---

Kurtis A. Tunnell (0038569)  
*Counsel of Record*  
Anne Marie Sferra (0030855)  
Nelson M. Reid (0068434)  
James P. Schuck (0072356)  
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Steven T. Voigt (0092879)  
Senior Assistant Attorney General  
Brodi J. Conover (0092082)  
Assistant Attorney General  
Constitutional Offices Section  
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*Counsel for Respondent Secretary Jon Husted*

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*Counsel for Respondents William S. Booth,  
Daniel L. Darland, Tracy L. Jones, and  
Latonya D. Thurman*

Exhibit No.

Affidavit of David Hasman.....E

Exhibit 2 – Roy Jackson Part-Petitions for Hamilton, Hardin, Knox, Licking, Logan,  
Lorain, Lucas, Mahoning, Marion, Montgomery, Morrow, Muskingum, Pickaway,  
Putnam, Summit, and Union 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)  
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[jschuck@bricker.com](mailto:jschuck@bricker.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served via 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  
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Columbus, Ohio 43215  
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Derek S. Clinger  
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[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 (cont'd)**

**(Roy Jackson Part-Petitions)  
(Hamilton, Hardin, Knox, Licking, Logan, Lorain, Lucas, Mahoning, Marion,  
Montgomery, Morrow, Muskingum, Pickaway, Putnam, Summit, and Union  
Counties)**

**Roy Jackson**  
**Hamilton County Part-Petitions**

Number: 000973

County: Hamilton

⑥

**INITIATIVE PETITION**

*Counters*

Law Proposed by Initiative Petition First to be Submitted to th

Pet. #16-1500 VALID 3

Page 772 INVALID 3

CHECKER [Signature] TOTAL 6

**TITLE**

Ohio Drug Price Relief Act

**045144**

**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.

1/4

## **CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

## **COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

**NOTICE**

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

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

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

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

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

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature <i>Michael Legg</i>	Print First Name Michael	Initial ML	Print Last Name Legg
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Address on file with the Board of Election  
*3055 Montezuma Dr.*

City/Village/Township Cincinnati	Ward/Precinct	Zip Code 45251	County Hamilton	Date of Signing 9/12/15
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2. Signature <i>Roger Tate</i>	Print First Name Roger	Initial	Print Last Name Tate
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Address on file with the Board of Election  
*1710 California*

City/Village/Township Hamilton	Ward/Precinct	Zip Code 45236	County Ham	Date of Signing 9-15-15
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3. Signature <i>Sigmund M. Davis</i>	Print First Name Sigmund	Initial M	Print Last Name Davis
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Address on file with the Board of Election  
*1472 BONNEVILLE LANE*

City/Village/Township CINCINNATI	Ward/Precinct	Zip Code 45231	County HAMILTON	Date of Signing 9-12-15
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4. Signature <i>William Campbell</i>	Print First Name William	Initial B	Print Last Name Campbell
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Address on file with the Board of Election  
*791 EXMOOR DR.*

City/Village/Township Cincinnati	Ward/Precinct	Zip Code 45240	County Hamilton	Date of Signing 9-12-15
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5. Signature <i>A. Dixon</i>	Print First Name A.	Initial AD	Print Last Name Dixon
---------------------------------	------------------------	---------------	--------------------------

Address on file with the Board of Election  
*2152 West Mont Ave*

City/Village/Township Cinti OH	Ward/Precinct	Zip Code 45231	County Hamilton	Date of Signing 9-12-15
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6. Signature <i>Cheyenne Price</i>	Print First Name Cheyenne	Initial	Print Last Name PRICE
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Address on file with the Board of Election  
*15 Glen Este Pl.*

City/Village/Township Cincinnati	Ward/Precinct OH	Zip Code 45217	County Hamilton	Date of Signing 9-12-15
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7. Signature <i>David</i>	Print First Name David	Initial	Print Last Name
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Address on file with the Board of Election  
*[REDACTED]*

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

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

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

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

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

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

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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

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22. 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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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, Nikky Embury, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 87 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

**David Saddler**  
**1028 Clinton Ave.**  
**Kalamazoo, MI. 49001**

(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.

Nikky Embury  
(Signed)  
223 n Kendall st  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Battle Creek  
City, Village or Township  
MI 49037  
State Zip Code

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

**Roy Jackson**  
**Hardin County Part-Petitions**

Number: 000002

County: Harden Hardin

418910

Valid 2  
BLS

**INITIATIVE PETITION**

Part #  
Petition ID# 15120B  
Receipt # 1223

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.
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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.

RECEIVED  
2015 DEC 23 PM 12: 35  
HARDIN COUNTY  
BOARD OF ELECTIONS

618814

**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

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5903 Bear Creek Dr.  
Bedford Heights, Ohio 44146

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

**NOTICE**

14

**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>John M Albert</i>	Print First Name	Initial
	Print Last Name	

John  
Albert M

Address on file with the Board of Election  
*12086 C.R 60*

City/Village/Township <i>Kenton</i>	Ward/Precinct <i>-</i>	Zip Code <i>43326</i>	County <i>Hardin</i>	Date of Signing <i>10-10-15</i>
--	---------------------------	--------------------------	-------------------------	------------------------------------

2. Signature <i>Janet L. Albert</i>	Print First Name	Initial
	Print Last Name	

Janet  
Albert L

Address on file with the Board of Election  
*12086 CR 60*

City/Village/Township <i>Kenton</i>	Ward/Precinct <i>-</i>	Zip Code <i>43326</i>	County <i>Hardin</i>	Date of Signing <i>10-10-15</i>
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3. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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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
	Print Last Name	

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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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**(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, Ron Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

**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  
2140 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**  
**Knox County Part-Petitions**

Number: 000029

County: Knox

2

29

## INITIATIVE PETITION

708572

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.

*2 valid*  
*0 invalid*  
*[Signature]*

## **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 Brittany <del>DAWSON</del>	Initial B
Print Last Name Dillon		

Address on file with the Board of Election  
103 Roosevelt Ave

City/Village/Township Mt. Vernon	Ward/Precinct	Zip Code 43050	County Knox	Date of Signing 10-10-15
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2. Signature 	Print First Name Craig	Initial
Print Last Name Barcus		

Address on file with the Board of Election  
16989 Glen Road

City/Village/Township Mount Vernon	Ward/Precinct	Zip Code 43056	County Knox	Date of Signing 10/11/15
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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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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

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### **(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, R. Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

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 Base 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: 000030

County: KNOX

35

**INITIATIVE PETITION**

708573

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

**TITLE**

Ohio Drug Price Relief Act

*2 Valid  
B.L.*

**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

**Roy Jackson**  
**Licking County Part-Petitions**

Number: 000001

151230

County: Franklin Licking

28

### INITIATIVE PETITION

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

#### TITLE

**217675**

Ohio Drug Price Relief Act

#### SUMMARY

+18  
10 BA

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

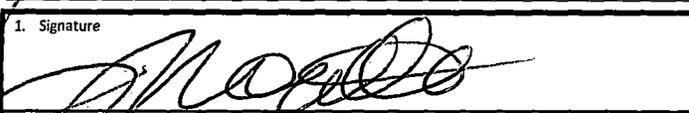
**(Sign with ink. Your name, residence, and date of signing must be given.)**

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.)

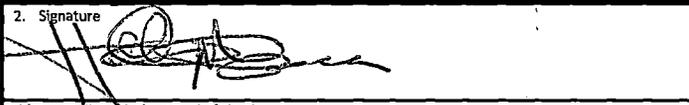
(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

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

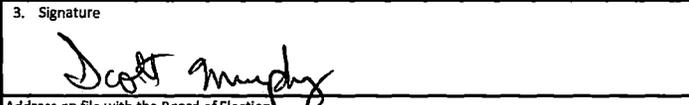
Address on file with the Board of Election  
1201 James St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Newark		43055	Licking	10/10/15

2. Signature 	Print First Name	Holly	Initial
	Print Last Name	Mason	

Address on file with the Board of Election  
1179 University Dr

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
NEWARK		43055	Licking	10/10/15

3. Signature 	Print First Name	Scott	Initial
	Print Last Name	Murphy	

Address on file with the Board of Election  
42 Sycamore Creek rd.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pataaskala		43062	Licking	10/10/15

4. Signature 	Print First Name	Jewelline	Initial
	Print Last Name	Hairston	JH

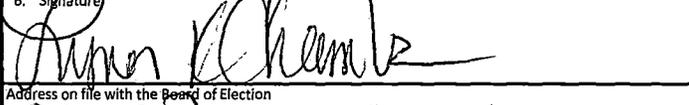
Address on file with the Board of Election  
14910 Flavens Corners Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Pataaskala		43062	Licking	10-11-15

5. Signature 	Print First Name	Nicole	Initial
	Print Last Name	Robinson	R

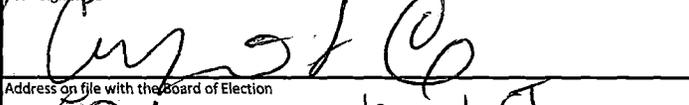
Address on file with the Board of Election  
139 Crabapple Lane

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Etha	DH	43002	Licking	10/11/15

6. Signature 	Print First Name	Lynn Chambers	Initial
	Print Last Name		

Address on file with the Board of Election  
9077 Rosen Court

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

7. Signature 	Print First Name	Crystal	Initial
	Print Last Name	Cox	

Address on file with the Board of Election  
50 Wrens Nest Ct

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Etha		43062	Licking	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 reside in municipal corporations should fill in the information called for by headings printed below.)

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

Address on file with the Board of Election  
*8545 Kadeburg Rd*

City/Village/Township <i>Keokuk</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>Licking</i>	Date of Signing <i>10-11-15</i>
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9. Signature <i>David E Hardy</i>	Print First Name <i>David</i>	Initial <i>E</i>
	Print Last Name <i>Hardy</i>	

Address on file with the Board of Election  
*13367 Cable Road*

City/Village/Township <i>Patawaka</i>	Ward/Precinct	Zip Code <i>48062</i>	County <i>Licking</i>	Date of Signing <i>10-11-15</i>
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10. Signature <i>Tom Stimmel</i>	Print First Name <i>Tom</i>	Initial
	Print Last Name <i>Stimmel</i>	

Address on file with the Board of Election  
*296 W maple st*

City/Village/Township <i>Granville</i>	Ward/Precinct	Zip Code <i>43023</i>	County <i>Licking</i>	Date of Signing <i>10/11/15</i>
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11. Signature <i>Valorie Reeves</i>	Print First Name <i>VALORIE</i>	Initial <i>J</i>
	Print Last Name <i>REEVES</i>	

Address on file with the Board of Election  
*830 E. Summit Ct*

City/Village/Township <i>Keokuk</i>	Ward/Precinct <i>KUC</i>	Zip Code <i>43068</i>	County <i>LICKING</i>	Date of Signing <i>10/11/2015</i>
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12. Signature <i>Tanika Jones</i>	Print First Name <i>TANIKA</i>	Initial
	Print Last Name <i>JONES</i>	

Address on file with the Board of Election  
*940 DIANA AVE*

City/Village/Township <i>Keokuk</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>LICKING</i>	Date of Signing <i>10/11/2015</i>
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13. Signature <i>M. Badertscher</i>	Print First Name <i>Margaret</i>	Initial
	Print Last Name <i>Badertscher</i>	

Address on file with the Board of Election  
*8117 White Chapel Rd*

City/Village/Township <i>Heath</i>	Ward/Precinct	Zip Code <i>43056</i>	County <i>Licking</i>	Date of Signing <i>10-11-15</i>
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14. Signature <i>Jake Wash</i>	Print First Name <i>Jake</i>	Initial <i>E</i>
	Print Last Name <i>Wash</i>	

Address on file with the Board of Election  
*8060 Harvest Dr*

City/Village/Township <i>Deer</i>	Ward/Precinct	Zip Code <i>43068</i>	County <i>Licking</i>	Date of Signing <i>10/11/15</i>
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MBA  
MBA  
OC  
MBA

**NOTICE**

L

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

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Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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15. Signature 	Print First Name Elaine Richard	Print Last Name Johnson	Initial
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Address on file with the Board of Election 725 Faith Ann Drive				
City/Village/Township Newark	Ward/Precinct	Zip Code 43047	County UKing	Date of Signing 10-10-2015

16. Signature 	Print First Name Tessa	Print Last Name McClure	Initial TM
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Address on file with the Board of Election 7073 Monarchos DR.				
City/Village/Township New Albany	Ward/Precinct	Zip Code 43054	County Licking	Date of Signing 10/11/2015

17. Signature 	Print First Name Tomi McKay Perry	Print Last Name McKay Perry	Initial TMP
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Address on file with the Board of Election 46 Cedar Park Blvd SW				
City/Village/Township Etna	Ward/Precinct	Zip Code 43062	County Licking	Date of Signing 10.11.15

18. Signature 	Print First Name Duayne Perry	Print Last Name Perry	Initial
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Address on file with the Board of Election 46 Cedar Parks Blvd SW				
City/Village/Township Etna	Ward/Precinct	Zip Code 43062	County Licking	Date of Signing 10-11-15

19. Signature 	Print First Name Kathleen	Print Last Name Harper	Initial K
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Address on file with the Board of Election 8902 Betony Ct				
City/Village/Township Reynoldsburg	Ward/Precinct	Zip Code 43068	County Licking	Date of Signing 10-11-15

20. Signature 	Print First Name Carrie	Print Last Name Smith	Initial CS
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Address on file with the Board of Election 22 Lewis Dr				
City/Village/Township Johnstown	Ward/Precinct	Zip Code 43031	County Licking	Date of Signing 10/13/15

21. Signature 	Print First Name David	Print Last Name Hulse II	Initial B
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Address on file with the Board of Election 23 Laurel Dr				
City/Village/Township Etna	Ward/Precinct	Zip Code 43062	County Licking	Date of Signing 10/13/15

**NOTICE**

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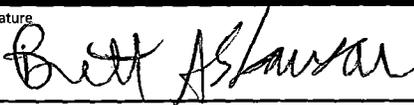
(Voters who reside in municipal corporations should fill in the information called for by headings printed below.)

Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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22. Signature 	Print First Name	Jason	Initial	L
	Print Last Name	<del>Jason</del> Wright		

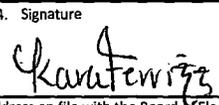
Address on file with the Board of Election  
301 Briarwood Dr.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Johnstown		43031	Licking	10/13/2015

23. Signature 	Print First Name	Brett	Initial	
	Print Last Name	Lawson		

Address on file with the Board of Election  
143 Granville St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Alexandria		43001	Licking	10/13/2015

24. Signature 	Print First Name	Kara	Initial	A
	Print Last Name	Ferriz		

Address on file with the Board of Election  
6790 Nimes Ct.

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Reynoldsburg		43068	Licking	10/13/2015

25. Signature 	Print First Name	Eleni	Initial	M
	Print Last Name	Hays		

Address on file with the Board of Election  
34 S. 23rd St

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Newark		43055	Licking	10/13/15

26. Signature 	Print First Name	Brooke	Initial	BA
	Print Last Name	Appleman		

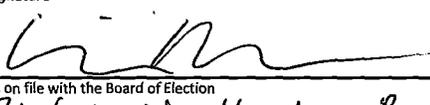
Address on file with the Board of Election  
2070 W High Street

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Newark		43055	Licking	10/14/15

27. Signature 	Print First Name	DANIEL	Initial	D
	Print Last Name	MILLER		

Address on file with the Board of Election  
117 PLUMBIT CT. PATASKALA, OH 43062

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
PATASKALA		43062	WELLS	10/14/15

28. Signature 	Print First Name	Erin	Initial	EM
	Print Last Name	Mullen		

Address on file with the Board of Election  
3662 Northridge Rd

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
Alexandria		43001	Licking	10/14/15

**(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.

2000 W. Charleston Ave. Columbus, OH 43260

STATEMENT OF CIRCULATOR

I, Ray Jacobs 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.

[Signature]  
(Signed)  
2100 Broad  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynolds  
City, Village or Township  
CA 92833  
State Zip Code

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

Number: 000046

46

County: Licking

2

### INITIATIVE PETITION

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

#### TITLE

217720

+ 1  
- 1  
mclb

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**

L

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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>Andrew King</i>	Print First Name <i>Andrew</i>	Initial <i>S</i>
	Print Last Name <i>King</i>	

Address on file with the Board of Election  
*44 Granville St.*

City/Village/Township <i>Alexandria</i>	Ward/Precinct	Zip Code <i>43001</i>	County <i>Licking</i>	Date of Signing <i>10/14/15</i>
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2. Signature <i>Zachary</i>	Print First Name <i>Zachary</i>	Initial <i>L</i>
	Print Last Name <i>Reve</i>	

Address on file with the Board of Election  
*146 Charles Dr*

City/Village/Township <i>Pataaskala</i>	Ward/Precinct	Zip Code <i>43004</i>	County <i>Licking</i>	Date of Signing <i>10/14/15</i>
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3. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

✓

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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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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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**(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 2 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

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

Reynolds  
City, Village or Township

OR 43068  
State Zip Code

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

**Roy Jackson**  
**Logan County Part-Petitions**

Number: 000012

County: Logan

3

2/3  
JH

### INITIATIVE PETITION

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

#### TITLE

Ohio Drug Price Relief Act

459842

2/3  
JH

#### 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

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 	Print First Name Alex	Initial A
	Print Last Name Filn 425	

Address on file with the Board of Election

103 Lakewood Dr				
City/Village/Township Zanesville	Ward/Precinct	Zip Code 43331	County Logan	Date of Signing 10-13-15

2. Signature 	Print First Name Ashley	Initial AD
	Print Last Name Dunham	

Address on file with the Board of Election

9100 Elm Street				
City/Village/Township Lakewood	Ward/Precinct	Zip Code 43331	County Logan	Date of Signing 10-14-15

3. Signature 	Print First Name Nicholas	Initial
	Print Last Name Server	

Address on file with the Board of Election

1056 county Road 2				
City/Village/Township Zanesville	Ward/Precinct	Zip Code 43360	County Logan	Date of Signing 10-14-15

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	Print Last Name	

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## FULL TEXT OF LAW

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

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

#### **Section 194.01**

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

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

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

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

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

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

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

If any provision of this Act is challenged in court, it shall be defended by the Attorney General of Ohio. The People of Ohio, by enacting this Act, hereby declare that the committee of individuals responsible for the circulation of the petition proposing this Act ("the Proponents") have a direct and personal stake in defending this Act from constitutional or other challenges. In the event of a challenge, any one or more of the Act's Proponents shall be entitled to assert their direct and personal stake by defending the Act's validity in any court of law, including on appeal. The Proponents shall be indemnified by the State of Ohio for their reasonable attorney's fees and expenses incurred in defending the validity of the challenged Act. In the event that the Act or any of its provisions or parts are held by a court of law, after exhaustion of any appeals, to be unenforceable as being in conflict with other statutory or constitutional provisions of Ohio, the Proponents shall be severally liable to pay a civil fine of \$10,000 to the State of Ohio. The Proponents 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**  
**2000 W. Chagathorpe 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.

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.**

**Roy Jackson**  
**Lorain County Part-Petitions**

000265

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

County: 20rain

5

**INITIATIVE PETITION**

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

5  
Valid BAA

**TITLE**

.. 109620 BP

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.
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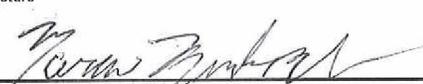
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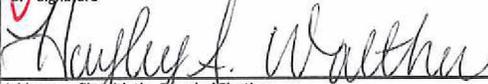
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<input checked="" type="checkbox"/> Signature 	Print First Name Marcos	Initial MK
Print Last Name Kimbrough		
Address on file with the Board of Election 377 Omaha Ave		
City/Village/Township Lorain	Ward/Precinct	Zip Code 44055
County Lorain	Date of Signing 10/10/2015	

<input checked="" type="checkbox"/> Signature 	Print First Name Betsy	Initial
Print Last Name Kimbrough		
Address on file with the Board of Election 3911 OMAHA AVE		
City/Village/Township LORAIN	Ward/Precinct	Zip Code OH 44055
County Lorain	Date of Signing 10/10/15	

<input checked="" type="checkbox"/> Signature 	Print First Name Brianna	Initial BES
Print Last Name Stevenson		
Address on file with the Board of Election 102 W. Hamilton St		
City/Village/Township Oberlin	Ward/Precinct	Zip Code 44074
County Lorain	Date of Signing 10/11/15	

<input checked="" type="checkbox"/> Signature 	Print First Name Ariane	Initial
Print Last Name Stevenson		
Address on file with the Board of Election 102 West Hamilton St		
City/Village/Township Oberlin	Ward/Precinct	Zip Code 44074
County Lorain	Date of Signing 10/11/15	

<input checked="" type="checkbox"/> Signature 	Print First Name Hayley	Initial HW
Print Last Name Walther		
Address on file with the Board of Election 4324 Hickory Hill Ave		
City/Village/Township Lorain	Ward/Precinct 40	Zip Code 44052
County Lorain	Date of Signing 10/14/15	

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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 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 Orangethorpe 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.

RJ  
(Signed)  
2100 Bove 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**  
**Lucas County Part-Petitions**

Number: 000036

County: Lucas

3

### INITIATIVE PETITION

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

VALID: 1  
INVALID: 2  
TOTAL: 3 ✓

#### TITLE

Ohio Drug Price Relief Act

**064630**

#### 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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Signature	County	City or Village	Street and Number	Ward/Precinct	Month / Day / Year
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1. Signature		Print First Name <b>Will</b>		Initial <b>WTS</b>	
Address on file with the Board of Election <b>10413 Belmont Ave</b>		Print Last Name <b>Terry</b>			
City/Village/Township <b>Toledo</b>	Ward/Precinct	Zip Code <b>43607</b>	County <b>Lucas</b>	Date of Signing <b>10/11/15</b>	
2. Signature		Print First Name <b>Emily</b>		Initial <b>ERT</b>	
Address on file with the Board of Election <b>2905 Laskey Rd</b>		Print Last Name <b>Redlin</b>			
City/Village/Township <b>Toledo</b>	Ward/Precinct	Zip Code <b>43613</b>	County <b>LUCAS</b>	Date of Signing <b>10-14-15</b>	
3. Signature		Print First Name <b>Natalie</b>		Initial <b>NJR</b>	
Address on file with the Board of Election <b>2905 Laskey Rd</b>		Print Last Name <b>Redlin</b>			
City/Village/Township <b>Toledo</b>	Ward/Precinct	Zip Code <b>43613</b>	County <b>LUCAS</b>	Date of Signing <b>10-14-15</b>	
4. Signature		Print First Name		Initial	
Address on file with the Board of Election		Print Last Name			
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Address on file with the Board of Election		Print Last Name			
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## FULL TEXT OF LAW

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

#### **Section 194.01**

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

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

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

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

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

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

- (1) To enable the State of Ohio to pay the same prices for prescription drugs as the prices paid by the United States Department of Veterans Affairs, thus rectifying the imbalance among government payers.
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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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**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 Boice Rd  
(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.**

**Roy Jackson**  
**Mahoning County Part-Petitions**

000091

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

County: \_\_\_\_\_

*Mahoning*

*Mahoning*

**INITIATIVE PETITION**

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

*Valid*

*- 0 -*

*Be*

*Invalid*

**TITLE**

Ohio Drug Price Relief Act

**SUMMARY**

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

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

*And Invalid*

**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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N/P

1. Signature		Print First Name <i>Dimitrios A</i>		Initial <i>D.A</i>	
		Print Last Name <i>Allen</i>			
Address on file with the Board of Election					
City/Village/Township <i>Youngstown</i>		Ward/Precinct	Zip Code <i>44512</i>	County <i>Mercury</i>	Date of Signing <i>10-15-15</i>
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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	Print Last Name	

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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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## 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.

2008

3713000  
2010 W 000

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**  
~~2000 W Orange Harbor 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.)

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[Signature]  
(Signed)  
2000 Bria Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Ray Jackson  
City, Village or Township  
OR 43068  
State Zip Code

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

**Roy Jackson**  
**Marion County Part-Petitions**

Number: 000007

County: Marion

2

15120V-7

### INITIATIVE PETITION

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

#### TITLE

Ohio Drug Price Relief Act

VALID 2

012117/INVALID 0

TOTAL 2

#### SUMMARY

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

ASM  
12/23/15

- 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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Ohio Attorney General  
August 3, 2015

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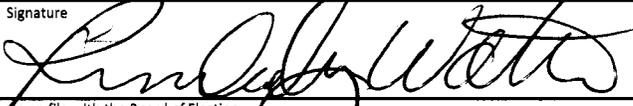
(Sign with ink. Your name, residence, and date of signing must be given.)

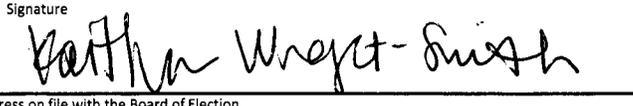
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1. Signature 	Print First Name Kimberly			Initial KW
	Print Last Name Watts			
Address on file with the Board of Election 945 OWENS RD WEST				
City/Village/Township MARION	Ward/Precinct	Zip Code 43302	County MARION	Date of Signing 10-13-15

2. Signature 	Print First Name Kaitlyn			Initial
	Print Last Name Winget-Smith			
Address on file with the Board of Election 1031 Fairwood Ave				
City/Village/Township Marion	Ward/Precinct 1	Zip Code 43302	County Marion	Date of Signing 10/14/15

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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	Print Last 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	

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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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	Print Last Name	

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

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Address on file with the Board of Election

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

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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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 2 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

**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.

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

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

**Roy Jackson**  
**Montgomery County Part-Petitions**

Number: 000570

County: Montgomery

3

**INITIATIVE PETITION**

.. 0129

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

**TITLE**

Ohio Drug Price Relief Act

**135877**

(+2) PAR

**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**

M

**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.)**

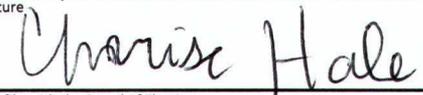
Signature	County	Township	Rural Route or other Post office Address	Month / Day / Year
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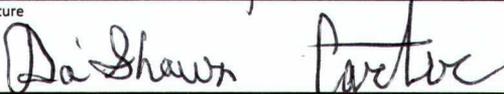
(Voters who do not live in a municipal corporation should fill in the information called for by headings printed above.)

(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	STEVEN			Initial	A
	Print Last Name	MOROV				
Address on file with the Board of Election						
10318 Yellow Clover Ln						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Dayton	OH	45458	Montgomery	10-10-2015		

2. Signature 	Print First Name	Charise			Initial	N
	Print Last Name	Hale				
Address on file with the Board of Election						
2028 Lakewood dr						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Kettering		45420	Montgomery	10/15/15		

3. Signature 	Print First Name	DaShawn			Initial	M
	Print Last Name	Carter				
Address on file with the Board of Election						
309 sandtorst dr						
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing		
Dayton		45405	Montsumery	10/15/15		

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

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

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

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

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 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

Ray no lshing  
City, Village or Township

OK 43028  
State Zip Code

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

**Roy Jackson**  
**Morrow County Part-Petitions**

Number: 000028

County: Morrow

*1*  
*Opip*

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

135570

**SUMMARY**

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

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- Sets forth factors in determining "net cost."
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- 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.
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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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1. Signature <i>Danielle Swaine</i>	Print First Name <i>Danielle</i>	Initial <i>D</i>
	Print Last Name <i>Swaine</i>	

Address on file with the Board of Election  
*396 Lee St Mount Gilead OH 43338*

City/Village/Township <i>Mount Gilead</i>	Ward/Precinct	Zip Code <i>43338</i>	County <i>Morrow</i>	Date of Signing <i>10-10-15</i>
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2. 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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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 Jensen, 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 Bruce Rd  
(Address of circulator's permanent residence)  
Number and Street, Road or Rural Route  
Reynoldsburg  
City, Village or Township  
OH 43081  
State Zip Code

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

**Roy Jackson**  
**Muskingum County Part-Petitions**

Number: 000006

County: MUSKINGUM

2

### INITIATIVE PETITION

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

TITLE

9587

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.

*Inclusion  
Circulation  
Initiative  
son*

*2 valid*

*LJ*

**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**

M

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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 		Print First Name	megan		Initial
		Print Last Name	Donaldson		
Address on file with the Board of Election 818 Chester St					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Zanesville OH	1	43701	MUSKINGUM	10-11-15	

2. Signature 		Print First Name	Cody		Initial
		Print Last Name	Parko		
Address on file with the Board of Election 2855 Marlo dr					
City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing	
Zanesville OH	1	4370	MUSKINGUM	10-13-15	

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	

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

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

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

7. Signature		Print First Name			Initial
		Print Last Name			
Address on file with the Board of Election					
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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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	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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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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STATEMENT OF CIRCULATOR

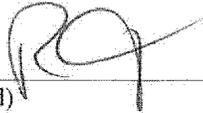
I, Ray Jackson, declare under penalty of election falsification that I am the circulator of the foregoing petition paper containing the signatures of 2 electors, that the signatures appended hereto were made and appended in my presence on the date set opposite each respective name, and are the signatures of the persons whose names they purport to be or of attorneys in fact acting pursuant to section 3501.382 of the Revised Code, and that the electors signing this petition did so with knowledge of the contents of same. I am employed to circulate this petition by

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.)

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(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.**

**Roy Jackson**  
**Pickaway County Part-Petitions**

Number: 000021

County: Pierceny 8

**INITIATIVE PETITION**

**9555**

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

**TITLE**

*5 Valid  
cc*

**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:

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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.

HOUSTON COUNTY  
BOARD OF ELECTIONS  
OHIOVILLE, OH. 43113

2015 DEC 23 PM 1:02

RECEIVED

## **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	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 <i>Emma L Hayford</i>	Print First Name Emma	Initial L	Print Last Name Hayford
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Address on file with the Board of Election  
25841 Shoemaker Rd

City/Village/Township Circleville	Ward/Precinct	Zip Code 43113	County Pickaway	Date of Signing 10/11/15
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2. Signature <i>Morgan Lewis</i>	Print First Name Morgan	Initial B	Print Last Name Lemaster
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Address on file with the Board of Election  
9055 Strawser St

City/Village/Township Orient	Ward/Precinct	Zip Code 43147	County Pickaway	Date of Signing 10/13/15
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3. Signature <i>Hannah Wallace</i>	Print First Name Hannah	Initial	Print Last Name Wallace
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Address on file with the Board of Election  
11647 Wendon Rd

City/Village/Township Orient	Ward/Precinct	Zip Code 43146	County Pickaway	Date of Signing 10/13/15
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4. Signature <i>R E Anderson</i>	Print First Name Rebecca	Initial C	Print Last Name Anderson
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Address on file with the Board of Election  
7770 High St

City/Village/Township Orient	Ward/Precinct	Zip Code 43146	County Pickaway	Date of Signing 10-13-15
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5. Signature <i>Erin Fischer</i>	Print First Name Erin	Initial	Print Last Name Fischer
-------------------------------------	--------------------------	---------	----------------------------

Address on file with the Board of Election  
13647 Commercial Point Rd.

City/Village/Township Ashville	Ward/Precinct	Zip Code 43103	County Pickaway	Date of Signing 10/13/15
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6. Signature <i>Kateign Braughton</i>	Print First Name Kateign	Initial KB	Print Last Name Braughton
--	-----------------------------	---------------	------------------------------

Address on file with the Board of Election  
5304 Horseshoe Dr. N

City/Village/Township Orient	Ward/Precinct	Zip Code 43146	County Pickaway	Date of Signing 10/14/15
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7. Signature <i>Jessica Rhoades</i>	Print First Name JESSICA	Initial JR	Print Last Name Rhoades
--	-----------------------------	---------------	----------------------------

Address on file with the Board of Election  
2007 Florence Chapel PK.

City/Village/Township Circleville	Ward/Precinct	Zip Code 43113	County Pickaway	Date of Signing 10/14/15
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**NOTICE**

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

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

Address on file with the Board of Election  
*2686 Cornstalk Ave.*

City/Village/Township <i>Ashville</i>	Ward/Precinct	Zip Code <i>43103</i>	County <i>Pickaway</i>	Date of Signing <i>10/14/15</i>
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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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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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15. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

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	Print Last Name	

Address on file with the Board of Election

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

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21. Signature	Print First Name	Initial
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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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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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	Print Last 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 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. ORANGEHORSE 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                      43067  
State                                      Zip Code

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

**Roy Jackson**  
**Putnam County Part-Petitions**

Receipt 1 Part  
Number: 000010

County: Putnam Petition 1512CB/

### INITIATIVE PETITION

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

valid 0  
invalid 1  
Btt

**TITLE**  **FILED**  
Ohio Drug Price Relief Act **DEC 23 2015** **909093**  
**SUMMARY** **PUTNAM COUNTY**  
**BOARD OF ELECTIONS**

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

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

**CERTIFICATION OF ATTORNEY GENERAL**

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

MIKE DeWINE  
Ohio Attorney General  
August 3, 2015

**COMMITTEE TO REPRESENT THE PETITIONERS**

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

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

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

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

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

**NOTICE**

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

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

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

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

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

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

Address on file with the Board of Election:  
*567 Harley Drive*

City/Village/Township <i>Gal Grove</i>	Ward/Precinct	Zip Code <i>45600</i>	County <i>Putnam</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
	Print Last Name	

Address on file with the Board of Election:

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

Address on file with the Board of Election:

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

Address on file with the Board of Election:

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

Address on file with the Board of Election:

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

Address on file with the Board of Election:

City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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70224

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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	

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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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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
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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
	Print Last Name	

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

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28. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

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

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

#### **Section 194.01**

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

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

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

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

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

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

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

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

STATEMENT OF CIRCULATOR

I, 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.)

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RJ  
(Signed)

2100 Bruce Rd

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

Reynoldsburg  
City, Village or Township

OH 43064

State Zip Code

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

**Roy Jackson**  
**Summit County Part-Petitions**

Number: 000220

County: Summit

220<sup>3</sup>

**INITIATIVE PETITION**

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

**TITLE**

Ohio Drug Price Relief Act

908889

3 valid  
0-17 valid

**SUMMARY**

DMS

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 	Print First Name JASON	Initial D
	Print Last Name TERRELL	

Address on file with the Board of Election  
755 HAYDEN AVENUE

City/Village/Township AKRON	Ward/Precinct	Zip Code 44300	County SUMMIT	Date of Signing 13 04 2015
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2. Signature 	Print First Name Daesha	Initial
	Print Last Name Brown	

Address on file with the Board of Election  
782 Nome Ave

City/Village/Township Akron	Ward/Precinct	Zip Code 44320	County Summit	Date of Signing 10/14/15
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3. Signature 	Print First Name Danae	Initial D
	Print Last Name WOLFE	

Address on file with the Board of Election  
343 E Ford Ave

City/Village/Township Barberton	Ward/Precinct	Zip Code 44203	County Summit	Date of Signing 10/14/15
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4. Signature	Print First Name	Initial
	Print Last Name	

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## FULL TEXT OF LAW

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

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

#### **Section 194.01**

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

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

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

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

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

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

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

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

Reynoldsburg  
City, Village or Township

OH 43064  
State Zip Code

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

**Roy Jackson**  
**Union County Part-Petitions**

Number: 000054

County: Union

## INITIATIVE PETITION

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

158451

### TITLE

Ohio Drug Price Relief Act

### SUMMARY

A handwritten signature and initials are enclosed in a circle. The signature appears to be "JH" and the initials "JW".

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

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

Address on file with the Board of Election  
 12770 Hinten Mill RD

City/Village/Township Uxbridge	Ward/Precinct	Zip Code 43006	County Union	Date of Signing 10-13-15
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City/Village/Township	Ward/Precinct	Zip Code	County	Date of Signing
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23. Signature	Print First Name	Initial
	Print Last Name	

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

Address on file with the Board of Election

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

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

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

#### **Section 194.01**

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

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

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

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

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

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

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

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

**(D) Drug Pricing.**

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

**(E) Liberal Construction.**

This Act shall be liberally construed to effectuate its purpose.

**(F) Severability.**

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

**(G) Legal Defense.**

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

STATEMENT OF CIRCULATOR

I, 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  
2520 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)

2100 Brunel 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.**