

# House File 821 - Enrolled

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HOUSE FILE 821

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1 3 AN ACT  
1 4 RELATING TO THE ESTABLISHMENT OF A PRESCRIPTION DRUG ASSISTANCE  
1 5 CLEARINGHOUSE PROGRAM BY THE COMMISSIONER OF INSURANCE, AND  
1 6 PROVIDING FOR A CONTINGENT APPROPRIATION.  
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1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 Section 1. NEW SECTION. 505.26 PRESCRIPTION DRUG  
1 11 ASSISTANCE CLEARINGHOUSE PROGRAM.  
1 12 1. The commissioner of insurance shall establish and  
1 13 administer a prescription drug assistance clearinghouse  
1 14 program to improve access to prescription drugs for  
1 15 individuals who have no or inadequate health insurance or  
1 16 other resources for the purchase of medically necessary  
1 17 prescription drugs and to assist individuals in accessing  
1 18 programs offered by pharmaceutical manufacturers that provide  
1 19 free or discounted prescription drugs or provide coverage for  
1 20 prescription drugs.  
1 21 2. The commissioner of insurance shall utilize computer  
1 22 software programs to do all of the following:  
1 23 a. Provide a clearinghouse to assist individuals in  
1 24 accessing manufacturer-sponsored prescription drug assistance  
1 25 programs for which they may be eligible, including listing the  
1 26 eligibility requirements for pharmaceutical assistance  
1 27 programs offered by manufacturers.  
1 28 b. Disseminate information about and assist individuals in  
1 29 assessing pharmaceutical discount or insurance programs that  
1 30 may be beneficial.  
1 31 c. Serve as a resource for pharmaceutical benefit issues.  
1 32 d. Assist individuals in making application to and  
1 33 enrolling in the pharmaceutical assistance program most  
1 34 appropriate for the individual.  
1 35 e. Maintain a listing of community-based pharmacy  
2 1 assistance programs for additional assistance.  
2 2 3. The commissioner of insurance shall provide information  
2 3 to pharmacies, physicians, other appropriate health care  
2 4 providers, and the general public regarding the program and  
2 5 about manufacturer-sponsored prescription drug assistance  
2 6 programs.  
2 7 4. The commissioner of insurance shall notify  
2 8 pharmaceutical manufacturers doing business in this state of  
2 9 the prescription drug assistance clearinghouse program, and  
2 10 every pharmaceutical manufacturer that does business in this  
2 11 state that offers a pharmaceutical assistance program shall  
2 12 notify the commissioner of the existence of the program, the  
2 13 prescription drugs covered by the program, and all information  
2 14 necessary for application for assistance through the program.  
2 15 The commissioner of insurance shall provide for ongoing review  
2 16 and assessment of pharmaceutical discount or insurance  
2 17 programs.  
2 18 5. The commissioner of insurance may work with  
2 19 pharmaceutical manufacturers to develop a simplified system to  
2 20 assist individuals in accessing pharmaceutical assistance  
2 21 programs. The system may include a simplified, uniform  
2 22 application process or a voucher system for dispensing  
2 23 prescription drugs through local pharmacies.  
2 24 6. The commissioner of insurance shall monitor and  
2 25 evaluate the prescription drug assistance clearinghouse  
2 26 program including but not limited to the number of individuals  
2 27 served, the length and types of services provided, and any  
2 28 other measurable data available to assess the effectiveness of  
2 29 the program. The commissioner shall make recommendations for  
2 30 improvement of the program and shall identify and make  
2 31 recommendations regarding additional strategies to improve  
2 32 access to prescription drugs for citizens who have no or  
2 33 inadequate health insurance or other resources for the  
2 34 purchase of prescription drugs.  
2 35 7. The commissioner of insurance shall submit a report  
3 1 regarding the effectiveness of the program and including any  
3 2 recommendations for improvement of the program to the governor  
3 3 and the general assembly on or before December 15, annually.  
3 4 If a national pharmaceutical assistance program is established  
3 5 by a public or private entity, the commissioner of insurance

3 6 shall include in the annual report a recommendation regarding  
3 7 the continuation or elimination of the state prescription drug  
3 8 assistance clearinghouse program.

3 9 Sec. 2. PRESCRIPTION DRUG ASSISTANCE CLEARINGHOUSE PROGRAM  
3 10 == FUNDING == CONTINGENT APPROPRIATION.

3 11 1. The commissioner of insurance shall seek federal  
3 12 funding to establish and administer the prescription drug  
3 13 assistance clearinghouse program pursuant to section 505.26.

3 14 2. If federal funding is not received pursuant to  
3 15 subsection 1 before October 1, 2005, as certified by the  
3 16 commissioner of insurance, there is appropriated from the  
3 17 senior living trust fund created in section 249H.4 to the  
3 18 insurance division of the department of commerce beginning  
3 19 October 1, 2005, and ending June 30, 2006, the following  
3 20 amount, or so much thereof as is necessary, to be used for the  
3 21 purpose designated:

3 22 For the establishment and administration of the  
3 23 prescription drug assistance clearinghouse program pursuant to  
3 24 section 505.26:  
3 25 ..... \$ 250,000  
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3 29 CHRISTOPHER C. RANTS  
3 30 Speaker of the House  
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3 32 \_\_\_\_\_  
3 33 JOHN P. KIBBIE  
3 34 President of the Senate  
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4 2 I hereby certify that this bill originated in the House and  
4 3 is known as House File 821, Eighty-first General Assembly.  
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4 8 MARGARET THOMSON  
4 9 Chief Clerk of the House

4 9 Approved \_\_\_\_\_, 2005  
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4 13 THOMAS J. VILSACK  
4 14 Governor