SENATE JOINT RESOLUTION NO. 11

INTRODUCED BY WILSON, STRIZICH, RYAN, WELDON, BARTLETT

IN THE SENATE JANUARY 28, 1993 INTRODUCED AND REFERRED TO COMMITTEE ON PUBLIC HEALTH, WELFARE, & SAFETY. FIRST READING. FEBRUARY 5, 1993 COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED. FEBRUARY 6, 1993 PRINTING REPORT. ON MOTION, CONSIDERATION PASSED FOR THE DAY. FEBRUARY 8, 1993 SECOND READING, DO PASS. FEBRUARY 9, 1993 ENGROSSING REPORT. THIRD READING, PASSED. AYES, 42; NOES, 8. TRANSMITTED TO HOUSE. IN THE HOUSE FEBRUARY 10, 1993 INTRODUCED AND REFERRED TO COMMITTEE ON HUMAN SERVICES & AGING. FIRST READING. MARCH 13, 1993 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. MARCH 29, 1993 SECOND READING, CONCURRED IN. MARCH 31, 1993 THIRD READING, CONCURRED IN. AYES, 85; NOES, 14. APRIL 1, 1993 RETURNED TO SENATE. IN THE SENATE APRIL 2, 1993 RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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Senter JOINT RESOLUTION NO. 11_ INTRODUCED BY Wilson A h type G. U. Wellow Cantuct 1 2 3 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF 5 REPRESENTATIVES OF THE STATE OF MONTANA URGING CONGRESS TO REGULATE THE COST OF PRESCRIPTION DRUGS. 6 7

8 WHEREAS, the cost of prescription drugs has risen at an 9 alarming rate far surpassing inflation; and

10 WHEREAS, prescription drugs are a necessity of life for 11 the individuals who are required to take them; and

12 WHEREAS, the Legislature has recognized the need to 13 regulate prescription drugs by requesting legislation to 14 study the cost and distribution of prescription drugs and to 15 require mandatory price posting for the most widely 16 prescribed drugs; and

WHEREAS, the cost of prescription drugs often falls most heavily on those least able to afford the runaway cost increases in the price of prescription drugs, including senior citizens and others on fixed incomes: and

21 WHEREAS, the affordability of prescription drugs is a22 problem impacting every American.

23

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 OF REPRESENTATIVES OF THE STATE OF MONTANA:

Nongana Legislative Counce

1 That Congress be urged to pass legislation regulating 2 the pricing of prescription drugs so that all Americans have 3 access to affordable health care that allows them to live in 4 a manner that does not involve forgoing other necessities of 5 life.

BE IT FURTHER RESOLVED, that the Secretary of State send
a copy of this resolution to each member of the Montana
Congressional Delegation and to the Secretary of Health and
Human Services.

-End-

SJRII -2-INTRODUCED BILL

53rd Legislature

SJR 0011/02

SJR 0011/02

APPROVED BY COMMITTEE On Public Health, Welfare & Safety

1	SENATE JOINT RESOLUTION NO. 11			
2	INTRODUCED BY WILSON, STRIZICH, RYAN, WELDON, BARTLETT			
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4	A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF			
5	REPRESENTATIVES OF THE STATE OF MONTANA URGING CONGRESS TO			
6	REGULATE THE COST OF PRESCRIPTION DRUGS.			
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9	alarming rate far surpassing inflation; and			
10	WHEREAS, prescription drugs are a necessity of life for			
11	the individuals who are required to take them; and			
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13	regulateprescriptiondrugsbyrequesting-legislation-to			
14	study-the-cost-and-distribution-of-prescription-drugs-and-to			
15	requiremandatorypricepostingforthemostwidely			
16	prescribed-drugs;-and			
17	WHEREAS, MANY PHARMACEUTICAL MANUFACTURERS SELL THE SAME			
18	DRUG AT WIDELY VARYING PRICES TO DIFFERENT DISTRIBUTORS,			
19	CHARGING THE HIGHEST PRICES AND MAKING THE GREATEST PROFITS			
20	ON DRUGS SOLD TO COMMUNITY PHARMACIES; AND			
21	WHEREAS, CLASSES OF DRUG DISTRIBUTORS OTHER THAN			
22	COMMUNITY PHARMACIES DO NOT OFTEN PASS ON THEIR LOWER PRICES			
23	FROM PHARMACEUTICAL MANUFACTURERS BUT RETAIN MUCH OF THE			
24	DIFFERENTIAL AS PROFIT; AND			
25	WHEREAS, THE SIMPLE PRINCIPLE OF THE ROBINSON-PATMAN			

1	ANTI-DISCRIMINATION ACT, THAT SELLERS' PRICES TO DIFFERENT			
2	CUSTOMERS SHOULD NOT VARY FOR OTHER THAN GOOD COMMERCIAL			
3	REASONS, WOULD CURE MUCH OF WHAT IS WRONG WITH			
4	PHARMACEUTICAL PRICING WERE THAT ACT NOT WEAKENED BY UNDULY			
5	BROAD EXEMPTIONS; AND			
6	WHEREAS, CONGRESS HAS FORCED PHARMACEUTICAL			
7	MANUFACTURERS TO REBATE A PORTION OF THE EXCESS PROFITS THEY			
8	REALIZE FROM DIFFERENTIAL PRICING TO THE STATES' MEDICAID			
9	PROGRAMS, AND THESE REBATES TO THE MONTANA MEDICAID PROGRAM			
10	HAVE APPROACHED \$2.8 MILLION A YEAR; AND			
11	WHEREAS, EXTENSION OF THE PRINCIPLES OF THE ACT TO ALL			
12	PHARMACEUTICAL PRICING WOULD EXTEND SIMILAR BENEFITS TO ALL			
13	CONSUMERS; AND			
14	WHEREAS, the cost of prescription drugs often falls most			
15	heavily on those least able to afford the runaway cost			
16	increases in the price of prescription drugs, including			
17	senior citizens and others on fixed incomes; and			
18	WHEREAS, the affordability of prescription drugs is a			
19 ·	problem impacting every American.			
20				
21	NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE			
22	OF REPRESENTATIVES OF THE STATE OF MONTANA:			
23	That Congress be urged to pass legislation regulating			
24	EXTENDING THE ROBINSON-PATMAN ANTI-DISCRIMINATION ACT TO the			
25	pricing of prescription drugs BY PHARMACEUTICAL			

-2-

SECOND READING

SJR 11

SJR 0011/02

SJR 11

1	MANUFACTURERS AND TO OTHERWISE REGULATE EXCESSIVE PRICING OF	
2	PRESCRIPTION DRUGS so that all Americans have access to	
3	affordable health care that allows them to live in a manner	
4	that does not involve forgoing other necessities of life.	
5	BE IT FURTHER RESOLVED, that the Secretary of State send	
6	a copy of this resolution to each member of the Montana	
7	Congressional Delegation, and to the Secretary of Health and	
8	Human Services, AND SENATOR DAVID PRYOR OF ARKANSAS.	

-End-

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SJR 0011/02

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	-2- SJR 11				

THIRD READING

SJR 0011/02

MANUFACTURERS AND TO OTHERWISE REGULATE EXCESSIVE PRICING OF 1 2 PRESCRIPTION DRUGS so that all Americans have access to 3 affordable health care that allows them to live in a manner 4 that does not involve forgoing other necessities of life. BE IT FURTHER RESOLVED, that the Secretary of State send 5 a copy of this resolution to each member of the Montana 6 7 Congressional Delegation, and-to the Secretary of Health and Human Services, AND SENATOR DAVID PRYOR OF ARKANSAS. 8

-End-

-3-

SJR 11

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SJR 0011/08

SJR 0011/02

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REFERENCE BILL

SJR 0011/02

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-End-

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