

FIRST REGULAR SESSION

# HOUSE BILL NO. 119

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES CLAYTON, RELFORD, SHOEMYER, FARNEN, WIGGINS,  
SCHEVE, BERKOWITZ AND DOUGHERTY (Co-sponsors).

Pre-filed December 11, 2000, and 1000 copies ordered printed.

ANNE C. WALKER, Chief Clerk

0575L.011

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### AN ACT

To amend chapter 208, RSMo, relating to old age assistance by adding thereto one new section relating to a pharmaceutical relief program for senior citizens.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be  
2 known as section 208.800, to read as follows:

**208.800. 1. By January 1, 2002, the department of social services shall, subject to  
2 appropriation, establish a pharmaceutical relief program for senior citizens. Any person  
3 sixty-five years of age or older shall be eligible to participate in the pharmaceutical relief  
4 program and receive prescription drugs at no cost if such person:**

**5 (1) Has expended one thousand dollars on prescription drugs for that calendar  
6 year. If married, the one thousand dollar expenditure requirement shall be determined  
7 individually; and**

**8 (2) Has an income tax filing status of single, head of household, or married filing  
9 separate with an annual income of twenty-five thousand dollars a year or less, or has an  
10 income tax filing status of married filing combined with an annual income of twenty-five  
11 thousand dollars a year or less not to exceed a total combined income of fifty thousand  
12 dollars.**

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**14 Eligibility shall be determined by the department on an annual basis. A person who is  
15 otherwise eligible to participate in the pharmaceutical relief program shall not be deemed  
16 ineligible to participate in the program based solely on such person's receipt of the  
17 pharmaceutical tax credit authorized in section 135.095, RSMo.**

**18 2. For purposes of determining the one thousand dollar expenditure requirement**

19 in subsection 1 of this section, the department of social services may require an eligible  
20 senior citizen to submit proof of such expenditures to the department in a manner  
21 prescribed by the director.

22 3. The department of social services shall contract with pharmacies in the state to  
23 provide prescription drugs to eligible senior citizens through the pharmaceutical relief  
24 program. Participating pharmacies shall be reimbursed by the department of social  
25 services for prescription drugs issued to participants in the program at a rate and in the  
26 manner specified by the contract entered into between the department and participating  
27 pharmacies.

28 4. Upon verification of eligibility by the department, the department of social  
29 services shall issue pharmaceutical relief prescription drug cards to eligible senior citizens  
30 for use at participating pharmacies to obtain no-cost prescription drugs through the  
31 program.

32 5. The department of social services may promulgate rules necessary to implement  
33 the provisions of this section. No rule or portion of a rule promulgated pursuant to the  
34 authority of this section shall become effective unless it has been promulgated pursuant to  
35 chapter 536, RSMo.