
A BILL FOR AN ACT

RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 346-343, Hawaii Revised Statutes, is
2 amended by amending subsections (a) and (b) to read as follows:

3 "(a) All residents of the State shall be eligible to
4 participate in the state pharmacy assistance program; provided
5 that the applicant:

6 (1) Is a resident of Hawaii;

7 (2) Is sixty-five years or older, or is disabled and
8 receiving a social security benefit;

9 (3) Has a household income at or below one hundred fifty
10 per cent of the federal poverty level;

11 (4) Meets the asset test; and

12 (5) Is not a member of a retirement plan who is receiving
13 a benefit from the Medicare Modernization Act.

14 (b) State pharmacy assistance program applicants who are
15 enrolled in any other public assistance program providing
16 pharmaceutical benefits, other than the Medicare Modernization
17 Act[~~r~~] and medicaid, shall be ineligible for the state pharmacy
18 assistance program as long as they receive pharmaceutical



1 benefits from that other public assistance program, unless the
2 applicant is eligible for medicare. Residents who qualify for,
3 or are enrolled in, the Hawaii [+]Rx plus program[+] shall be
4 eligible for the state pharmacy assistance program; provided
5 that they meet all other state pharmacy assistance program
6 requirements."

7 SECTION 2. Section 346-344, Hawaii Revised Statutes, is
8 amended by amending subsections (a) and (b) to read as follows:

9 "(a) For persons meeting the eligibility requirements in
10 section 346-343, the state pharmacy assistance program may pay
11 all or some of the co-payments required under the federal
12 medicare part D pharmacy benefit program, subject to [~~receipt of~~
13 ~~sufficient rebates pursuant to section 346-342(g),~~] the
14 sufficiency of funds in the state pharmacy assistance program
15 special fund, as determined by the department.

16 (b) The state pharmacy assistance program is the payor of
17 last resort subject to [~~receipt of sufficient rebates pursuant~~
18 ~~to section 346-342(g),~~] the sufficiency of funds in the state
19 pharmacy assistance program special fund, as determined by the
20 department."

21 SECTION 3. Section 346-344, Hawaii Revised Statutes, is
22 amended by amending subsection (c) to read as follows:



1 "(c) The state pharmacy assistance program shall be funded
2 with state appropriations, including funds derived from revenues
3 to the State from rebates paid by pharmaceutical manufacturers
4 pursuant to section 346-342(g), [~~which may affect the level of~~
5 ~~benefits to program enrollees pursuant to subsection (a)~~
6 ~~depending on the amount of the rebates received by the State to~~
7 ~~cover all program benefits and costs of administering the~~
8 ~~program]~~ and with savings resulting from medicare prescription
9 drug coverage for the medicaid dual eligible population."

10 SECTION 4. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$600,000, or so much
12 thereof as may be necessary for fiscal year 2006-2007, for the
13 state pharmacy assistance program.

14 The sum appropriated shall be expended by the department of
15 human services for the purposes of this Act.

16 SECTION 5. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

18 SECTION 6. This Act shall take effect on July 1, 2006;
19 provided that section 3 shall take effect on July 1, 2007.



SB3003, SD2, HD2, CD1

Report Title:

State Pharmacy Assistance Program

Description:

Extends income eligibility requirement to one hundred fifty per cent of the federal poverty level. Makes clarifying amendments. (CD1)

