

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

652H0471

HOUSE BILL NO. 1246

Introduced by: Representatives Brown (Richard), Adelstein, Burg, Davis, Hennies (Thomas), Kooistra, Lange, Olson (Mel), and Slaughter and Senators Brown (Arnold), Hutmacher, McIntyre, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to create the South Dakota senior citizen pharmaceutical
2 assistance program.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. There is hereby established the South Dakota senior citizen pharmaceutical
5 assistance program within the Department of Social Services. Any person who is at least sixty-
6 five years of age and eligible for the long-term care alternatives program is eligible for the South
7 Dakota senior citizen pharmaceutical assistance program. The South Dakota senior citizen
8 pharmaceutical assistance program shall assist senior citizens in paying for pharmaceutical drugs
9 that provide treatment for chronic conditions.

10 Section 2. The Department of Social Services shall promulgate rules, pursuant to chapter 1-
11 26, to provide for the following:

- 12 (1) Establish a copayment;
- 13 (2) Establish a deductible;
- 14 (3) Establish a benefit cap;



1 (4) Limit the specific medications covered; and

2 (5) Provide for the administration of the program.

3 Section 3. There is hereby established the senior citizen pharmaceutical assistance fund in the
4 state treasury. This fund shall be used for the senior citizen pharmaceutical assistance program
5 pursuant to section 1 of this Act. Any payments collected in connection with the senior citizen
6 pharmaceutical assistance program shall be deposited in the senior citizen pharmaceutical
7 assistance fund. Any money from gifts, grants, or other funds may be deposited in the fund.

8 Section 4. The implementation of this Act does not establish an entitlement to pharmaceutical
9 assistance.