

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 HOUSE BILL 1056

By: Sears

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6 AS INTRODUCED

7 An Act relating to poor persons; creating the
8 Medicaid Generic Drug Competition and Savings Act;
9 defining term; requiring Oklahoma Health Care
10 Authority to create competitive bid process for
11 generic drugs for Medicaid recipients; requiring
12 certain drug manufacturers to compete in competitive
13 bid process; providing for codification; and
14 providing an effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1011.12 of Title 56, unless
18 there is created a duplication in numbering, reads as follows:

19 A. This section shall be known and may be cited as the
20 "Medicaid Generic Drug Competition and Savings Act".

21 B. As used in this section only, "generic drug" means a copy of
22 a brand name drug that is no longer protected by patent. A generic
23 drug contains the same active ingredients, is identical in strength,
24 dosage form, and route of administration as the brand name innovator
drug, has the same indications, dosing, and labeling and provides

1 the same efficacy and safety profile to patients as the brand name
2 innovator drug.

3 C. The Oklahoma Health Care Authority shall create a
4 competitive bid process to ensure that Medicaid recipients are
5 provided quality generic drugs at a competitively bid low cost.
6 Each manufacturer which provides generic drugs to Medicaid
7 recipients shall be required to compete in the competitive bid
8 process.

9 SECTION 2. This act shall become effective November 1, 2011.

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11 53-1-5579 AM 12/29/10

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