



PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 324 be amended to read as follows:

- 1           Page 3, between lines 41 and 42, begin a new paragraph and insert:  
2           "SECTION 5. IC 35-48-7-13.1, AS AMENDED BY P.L.112-2014,  
3           SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4           JULY 1, 2017]: Sec. 13.1. (a) The controlled substances data fund is  
5           established to fund:  
6               **(1) the administration of the INSPECT program; and**  
7               **(2) pharmacy safety, security, and protection grants under**  
8               **IC 35-48-7.5.**  
9           The fund shall be administered by the Indiana professional licensing  
10          agency.  
11          (b) Expenses of administering the fund shall be paid from money in  
12          the fund. The fund consists of grants, public and private financial  
13          assistance, and the controlled substances registration fees imposed  
14          under rules adopted under IC 35-48-3-1.  
15          (c) The treasurer of state shall invest the money in the fund not  
16          currently needed to meet the obligations of the fund in the same  
17          manner as other public money may be invested.  
18          (d) Money in the fund at the end of a state fiscal year does not revert  
19          to the state general fund.  
20          SECTION 6. IC 35-48-7.5 IS ADDED TO THE INDIANA CODE

1 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2017]:

3 **Chapter 7.5. Pharmacy Safety, Security, and Protection Fund**

4 **Sec. 1. As used in this chapter, "agency" refers to the Indiana**  
5 **professional licensing agency.**

6 **Sec. 2. As used in this chapter, "fund" refers to the pharmacy**  
7 **safety, security, and protection fund established by section 3 of this**  
8 **chapter.**

9 **Sec. 3. (a) The pharmacy safety, security, and protection fund**  
10 **is established to provide matching grants to businesses that own**  
11 **and operate licensed pharmacies in Indiana for the purpose of**  
12 **increasing safety, security, and protection measures that:**

13 **(1) concern:**

14 **(A) the safe storage and dispensing of prescription**  
15 **controlled substances; and**

16 **(B) the safety and protection of pharmacy customers and**  
17 **employees during robberies in pharmacies of prescription**  
18 **controlled substances; and**

19 **(2) are created to reduce theft and robberies in pharmacies of**  
20 **prescription controlled substances.**

21 **(b) The fund consists of money deposited from the controlled**  
22 **substances data fund established by IC 35-48-7-13.1.**

23 **(c) The fund shall be administered by the agency.**

24 **Sec. 4. (a) A business that owns and operates a licensed**  
25 **pharmacy in Indiana may apply for a grant from the fund.**

26 **(b) With the approval of the board, the application must be in**  
27 **the form and manner prescribed by the agency.**

28 **(c) The fund may not exceed an amount equal to the controlled**  
29 **substances registration fees that are deposited into the controlled**  
30 **substances data fund established by IC 35-48-7-13.1 by pharmacies**  
31 **that dispense prescription controlled substances.**

32 **Sec. 5. (a) An application submitted by a business under this**  
33 **chapter for a grant from the fund must specify:**

34 **(1) the safety, security, and protection measures that the**  
35 **pharmacy currently uses;**

36 **(2) the safety, security, and protection measures that the**  
37 **pharmacy plans to implement with a grant under this**  
38 **chapter; and**

39 **(3) the amount of money that the business is committing to**  
40 **increase the safety, security, and protection measures in place**  
41 **for the business's pharmacy, with a minimum commitment of**  
42 **three thousand dollars (\$3,000).**

43 **(b) An application may not be approved to pay for safety,**  
44 **security, and protection measures that are in place at the business**  
45 **or pharmacy before a grant is approved under this chapter.**

46 **Sec. 6. (a) Except as provided in subsections (b) and (c), if the**  
47 **board approves a grant to a business for a pharmacy under this**

chapter, the amount of the grant from the fund must be equal to the amount that the business commits to increase safety, security, and protection measures at the pharmacy. A business is not prohibited from contributing more than is allocated in the grant to increase the safety, security, and protection of the business's pharmacy.

(b) A grant from the fund may not exceed twelve thousand dollars (\$12,000) per pharmacy location.

(c) If the applications for grants from the fund exceed the amount of money available in the fund, the board shall:

(1) review; and

(2) approve or deny;

the applications in the order the applications are submitted to the agency.

(d) The agency shall distribute grants to business applicants that have been approved by the board.

Sec. 7. The board may adopt rules under IC 4-22-2 to implement this chapter.

Sec. 8. (a) Any money in the fund on June 30, 2020, is transferred to the controlled substances data fund established by IC 35-48-7-13.1.

(b) This chapter expires July 1, 2020."

Renumber all SECTIONS consecutively.

(Reference is to ESB 324 as printed March 31, 2017.)

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Representative Moed