

COMMISSION ON GOVERNMENT FORECASTING AND ACCOUNTABILITY

PENSION IMPACT NOTE

98th GENERAL ASSEMBLY

BILL NO: **HB 84, as amended by House Amendment 1**

March 21, 2013

SPONSOR(S): Franks - Mayfield, et al

SYSTEM(S): None

FISCAL IMPACT: HB 84, as amended by House Amendment 1, will have no fiscal impact on any pension fund or retirement system in Illinois.

SUBJECT MATTER: HB 84, as amended by House Amendment 1, enacts changes to the Wholesale Drug Distribution Licensing Act which require any one distributing drugs in shortage obtain a license.

FISCAL IMPACT: HB 84, as amended by House Amendment 1, will have no fiscal impact on any pension fund or retirement system in Illinois.

COMMENT: HB 84, as amended by House Amendment 1, establishes the definition of a drug in shortage as a drug listed on the drug shortage list maintained by the United States Food and Drug Administration. Any person engaged in the wholesale distribution of a drug in shortage must be licensed except for entities within the normal distribution channel. Any unlicensed person other than a manufacturer, a manufacturer's exclusive distributor or an authorized distributor of record may not secure or receive any drug in shortage from any unlicensed person unless it is a drug return. Any person found in violation of these provisions shall be subject to fines, orders for restitution and orders for disgorgement.

HB 84, as amended by House Amendment 1, establishes a centralized list of entities licensed to sell a drug in shortage for buyer's use in the verification of any seller's licensing status. In addition, a list of suspected instances of unscrupulous conduct will be established.

GES: bj

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