

February 9, 2009

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1440

Page 1, line 1, after "to" insert "create and enact a new section to chapter 43-15 of the North Dakota Century Code, relating to a rural pharmacy grant program;"

Page 1, line 2, after "pharmacies" insert "; and to provide an appropriation"

Page 2, after line 28, insert:

"SECTION 2. A new section to chapter 43-15 of the North Dakota Century Code is created and enacted as follows:

Rural pharmacy grant program.

1. The state health council shall establish and administer a rural pharmacy grant program that provides grants to qualified pharmacists and to qualified cities and organizations.
 - a. A pharmacist who met the educational requirements of section 43-15-15 within the previous five years may submit an application to the state health council for a grant for the purpose of establishing or purchasing a pharmacy in a community that meets the requirements of this section.
 - b. A city or organization may submit an application to the state health council for a grant under this section for the purpose of establishing or purchasing a pharmacy in a community in the state which meets the requirements of this section.
2. The state health council may award a maximum of five grants per year and shall establish the criteria for the grant program under this section which must include:
 - a. A maximum grant award of fifty thousand dollars per applicant;
 - b. A requirement that the community in which the pharmacy will be established or purchased:
 - (1) Shall provide a fifty percent match for a grant;
 - (2) Must have a defined need for the services of a pharmacy;
 - (3) Must have a population that does not exceed seven thousand five hundred; and
 - (4) Must be at least five miles [8.05 kilometers] from the territorial boundaries of a city with a population that exceeds seven thousand five hundred;
 - c. A requirement that a recipient of a grant under this section shall use the funds for buildings, equipment, or operating expenses or for any combination of these purposes;

- d. A requirement that a city or organization that receives a grant under this section shall employ a pharmacist;
 - e. A requirement that a pharmacist selected for a grant under this section shall commit to practice in the community for a minimum of five years; and
 - f. A provision that the grant must be distributed in equal amounts over a five-year period.
- 3. The state health council shall apply the following selection criteria in determining whether to award a grant to an applicant in a community:
 - a. The size of the community, with rural communities with a population that does not exceed two thousand five hundred given the highest priority;
 - b. The number of pharmacies in the community and surrounding area;
 - c. The access by community residents to pharmacies in the community and the surrounding area; and
 - d. The degree to which the community residents support the addition or the retention of a pharmacy within the community.
- 4. In evaluating a community under subsection 3 for participation in this program, the state health council may consult with public and private entities and may visit the community.

SECTION 3. APPROPRIATION. There is appropriated out of any moneys in the community health trust fund in the state treasury, not otherwise appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the state department of health for the purpose of funding the rural pharmacy grant program as provided under section 2 of this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011. Section 54-44.1-11 does not apply to the appropriation provided by this section."

Renumber accordingly