

## HOUSE BILL NO. HB0113

Importation of prescription drugs-study.

Sponsored by: Representative(s) Salazar, Barlow, Brown,  
Burlingame, Gray, Hallinan, Harshman,  
Jennings, Lindholm and Miller and Senator(s)  
Biteman and James

A BILL

for

1 AN ACT relating to food and drugs; requiring the department  
2 of health to study the feasibility of a prescription drug  
3 importation program for possible implementation in Wyoming;  
4 specifying study parameters; requiring a report; and  
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.**

10

11 (a) Not later than October 1, 2020, the department of  
12 health shall complete a study on the feasibility of  
13 establishing a prescription drug importation program for  
14 distributing prescription drugs to voluntarily

1 participating, state-licensed pharmacies in Wyoming for  
2 retail sale to persons in Wyoming with valid prescriptions.  
3 As part of this study, the department shall consider the  
4 following:

5

6 (i) The potential savings Wyoming residents and  
7 state agencies may gain from the implementation of a  
8 prescription drug importation program;

9

10 (ii) Which prescription drugs may have the  
11 highest potential for consumer savings and budget savings  
12 through importation including the amounts and dosages  
13 needed for the most commonly prescribed drugs;

14

15 (iii) The need for any necessary federal  
16 certification for implementation of a prescription drug  
17 importation program in Wyoming, including complying with  
18 the federal importation requirements of 21 U.S.C. § 384 and  
19 the federal Drug Supply Chain Security Act and the  
20 procedures necessary to achieve that certification;

21

1           (iv) Any impacts that a prescription drug import  
2 program may have on payers, pharmacies, other health care  
3 providers and suppliers in Wyoming;

4

5           (v) Any impacts that a prescription drug import  
6 program may have on Wyoming consumers, including the impact  
7 imported prescription drugs may have on overall consumer  
8 costs and the impact imported drugs may have on the  
9 accessibility of prescription drugs throughout Wyoming;

10

11           (vi) The establishment of a process and any  
12 necessary procedures for the department of health, the  
13 state board of pharmacy and any other state agency involved  
14 with the procurement, storage and distribution of  
15 prescription drugs for implementing a prescription drug  
16 importation program in Wyoming;

17

18           (vii) Any administrative costs, impacts and  
19 savings to the department of health, the state board of  
20 pharmacy and any other state agency that provides  
21 healthcare to persons in Wyoming associated with the  
22 implementation and supervision of a prescription drug  
23 importation program in Wyoming;

1

2           (viii) Any funding, spending or borrowing  
3 authorization necessary to maintain a month-to-month cash  
4 flow of funds necessary for administering a prescription  
5 drug importation program.

6

7           (b) Not later than October 1, 2020, the department of  
8 health shall report to the joint labor, health and social  
9 services interim committee on the results of the study  
10 required by subsection (a) of this section. As part of this  
11 report, the department of health shall recommend whether it  
12 is feasible to implement a prescription drug importation  
13 program in Wyoming and whether the program is likely to  
14 result in significant savings to Wyoming state agencies and  
15 consumers.

16

17           (c) The joint labor, health and social services  
18 interim committee may sponsor any legislation necessary to  
19 implement the recommendations the department of health  
20 makes as part of the study required under subsection (a) of  
21 this section.

22

1           (d) No state agency shall implement or seek federal  
2 approval to implement a prescription drug importation  
3 program in Wyoming without legislative authorization.

4

5           **Section 2.** This act is effective immediately upon  
6 completion of all acts necessary for a bill to become law  
7 as provided by Article 4, Section 8 of the Wyoming  
8 Constitution.

9

10

(END)