



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 25, 2019

Mr. Speaker,

The Business and Labor Committee reports a favorable recommendation on **H.B. 267**, PRESCRIPTION DRUG IMPORTATION PROGRAM, by Representative N. K. Thurston, with the following amendments:

1. *Page 1, Lines 16 through 18:*

- 16 • apply for approval of the prescription drug importation program; and
- 17 • if the program is approved, implement the provisions of the program; {
- ~~and~~
- 18 ~~—————• if approval is denied, study how the state can obtain approval for the~~
- ~~program;}~~

2. *Page 2, Line 37:*

- 37 {~~26-66-202, Utah Code Annotated 1953~~}

3. *Page 3, Line 89 through Page 4, Line 90:*

- 89 (a) the findings of {~~the~~} any prescription drug importation study {
- described in Section
- ~~90—26-66-202~~} that is available to the department ;

4. *Page 4, Line 113 through Page 5, Line 142:*

- 113 {~~Section 4. Section 26-66-202 is enacted to read:~~
- 114 ~~26-66-202. Prescription drug importation study.~~
- 115 ~~(1) As funding is available, the department shall study how to gain approval by~~
- ~~the~~

Bill Number



HB0267

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116 ~~secretary for the state to import certain prescription drugs from Canada for~~
117 ~~eventual use by~~
118 ~~Utah consumers.~~
119 ~~— (2) The study described in Subsection (1) shall include:~~
120 ~~— (a) a plan for operating the prescription drug importation program;~~
121 ~~— (b) a plan to ensure that prescription drugs imported into the state under the~~
122 ~~prescription drug importation program meet applicable United States federal and~~
123 ~~state~~
124 ~~standards for safety and effectiveness;~~
125 ~~— (c) examples of prescription drugs with the highest potential for consumer~~
126 ~~savings~~
127 ~~through importation at the time of the study;~~
128 ~~— (d) an estimate of the total potential consumer savings attributable to~~
129 ~~importation of~~
130 ~~prescription drugs;~~
131 ~~— (e) a list of potential wholesalers with whom the state could contract to~~
132 ~~distribute~~
133 ~~imported prescription drugs;~~
134 ~~— (f) proposed amendments to state law to facilitate importation by the state; and~~
135 ~~— (g) in coordination with the Office of the Attorney General, proposed~~
136 ~~amendments to~~
137 ~~state law to inhibit pharmaceutical manufacturers from manipulating the~~
138 ~~pharmaceutical~~
139 ~~market in the state or adversely affecting consumer access to pharmaceuticals under~~
140 ~~the~~
141 ~~prescription drug importation program.~~
142 ~~— (3) The department shall consult with the Utah State Board of Pharmacy,~~
143 ~~representatives of the pharmaceutical industry, patient advocates, health insurers,~~
144 ~~and others~~
145 ~~representing persons who could be affected by the prescription drug importation~~
146 ~~program in~~
147 ~~conducting the study in this section.~~
148 ~~— (4) No later than November 1, 2019, the department shall submit a written~~

Bill Number



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- report to the
139 Health and Human Services Interim Committee on the findings and
recommendations of the
140 study described in this section.
141 — (5) The department shall seek grant funding to conduct the study described in
this
142 section. }

Respectfully,

James A. Dunnigan
Chair

Voting: 7-3-5

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