

By: Representative Ford (54th)

To: Drug Policy

HOUSE BILL NO. 1132

1 AN ACT TO AUTHORIZE PRESCRIPTION DRUGS TO BE IMPORTED INTO
 2 THE STATE OF MISSISSIPPI FOR THE PURPOSE OF PROVIDING SAFE AND
 3 EFFECTIVE PRESCRIPTION DRUGS THAT HAVE THE HIGHEST POTENTIAL FOR
 4 COST SAVINGS TO THE STATE; TO DEFINE CERTAIN TERMS RELATING TO THE
 5 IMPORTATION AND EXPORTATION OF PRESCRIPTION DRUGS; TO AUTHORIZE AN
 6 ELIGIBLE IMPORTER TO IMPORT A PRESCRIPTION DRUG INTO THE STATE OF
 7 MISSISSIPPI FROM AN ELIGIBLE EXPORTER IF THE DRUG MEETS THE UNITED
 8 STATES FOOD AND DRUG ADMINISTRATION'S STANDARDS RELATED TO SAFETY,
 9 EFFECTIVENESS, MISBRANDING, AND ADULTERATION, AND IF IMPORTING THE
 10 DRUG WOULD NOT VIOLATE THE PATENT LAWS OF THE UNITED STATES; TO
 11 PROVIDE THAT AN ELIGIBLE EXPORTER IS EITHER AN INTERNATIONAL
 12 PRESCRIPTION DRUG WHOLESALE DISTRIBUTOR, A NONRESIDENT
 13 PRESCRIPTION DRUG MANUFACTURER, OR AN INTERNATIONAL EXPORT
 14 PHARMACY; TO PROVIDE THAT AN ELIGIBLE IMPORTER IS EITHER A
 15 WHOLESALE DISTRIBUTOR, A LICENSED PHARMACIST, OR A PHARMACY; AND
 16 FOR RELATED PURPOSES.

17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

18 **SECTION 1.** (1) As used in this act, the following terms
 19 have the meanings as defined in this section, unless the context
 20 clearly indicates otherwise:

21 (a) "Distributor" means an individual or entity that
 22 delivers a drug or device other than by administering or
 23 dispensing to persons other than the ultimate consumer.

24 (b) The term "drug" has the same meaning as provided in
 25 Section 73-21-73.



26 (c) The term "manufacturer" has the same meaning as
27 provided in Section 73-21-73.

28 (d) The term "pharmacist" has the same meaning as
29 provided in Section 73-21-73.

30 (e) The term "pharmacy" has the same meaning as
31 provided in Section 73-21-73.

32 (f) The term "prescription" has the same meaning as
33 provided in Section 73-21-73.

34 (g) The term "prescription drug" has the same meaning
35 as provided in Section 73-21-73.

36 (h) "Wholesaler" means an individual or entity who buys
37 or otherwise acquires prescription drugs or prescription devices
38 for resale or distribution, or for repackaging for resale or
39 distribution, to persons other than consumers.

40 (2) An eligible importer is authorized to import a
41 prescription drug into the State of Mississippi from an eligible
42 exporter if:

43 (a) The drug meets the United States Food and Drug
44 Administration's standards related to safety, effectiveness,
45 misbranding, and adulteration; and

46 (b) Importing the drug would not violate the patent
47 laws of the United States.

48 (2) The following eligible exporters are authorized to
49 export prescription drugs into this state:



- 50 (a) An international prescription drug wholesale
51 distributor;
- 52 (b) A nonresident prescription drug manufacturer; or
- 53 (c) An international export pharmacy.
- 54 (3) The following eligible importers are authorized to
55 import prescription drugs into this state:
- 56 (a) A wholesale distributor;
- 57 (b) A pharmacy; or
- 58 (c) A pharmacist.

59 **SECTION 2.** This act shall take effect and be in force from
60 and after July 1, 2024.

