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(Original Signature of Member)

113TH CONGRESS
1ST SESSION

H. R. _____

To reduce prescription drug costs by allowing the importation and reimportation of certain drugs.

IN THE HOUSE OF REPRESENTATIVES

Mr. ELLISON introduced the following bill; which was referred to the Committee on _____

A BILL

To reduce prescription drug costs by allowing the importation and reimportation of certain drugs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Personal Drug Import-
5 ation Fairness Act of 2013”.

1 **SEC. 2. REDUCING PRESCRIPTION DRUG COSTS BY ALLOW-**
2 **ING CERTAIN DRUGS TO BE IMPORTED OR**
3 **REIMPORTED.**

4 (a) IN GENERAL.—Notwithstanding any provision of
5 the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301
6 et seq.), a drug may be imported into the United States,
7 and may be reimported into the United States by a person
8 other than the drug’s manufacturer, if the drug—

9 (1) has the same active ingredients, route of ad-
10 ministration, and strength as a prescription drug ap-
11 proved under chapter V of such Act (21 U.S.C. 351
12 et seq.);

13 (2) may be lawfully marketed in, and is im-
14 ported or reimported from, a qualified country;

15 (3) is dispensed by a licensed pharmacist;

16 (4) is shipped directly to, or is imported by, the
17 ultimate consumer from the qualified country;

18 (5) is shipped or imported in quantities that do
19 not exceed a 90-day supply; and

20 (6) is accompanied by a copy of a valid pre-
21 scription.

22 (b) DEFINITIONS.—In this Act:

23 (1) The term “drug” has the meaning given to
24 such term in section 201 of the Federal Food, Drug,
25 and Cosmetic Act (21 U.S.C. 321), except that such
26 term excludes any controlled substance (as defined

1 in section 102 of the Controlled Substances Act (21
2 U.S.C. 802)).

3 (2) The term “prescription drug” means a drug
4 subject to section 503(b)(1) of the Federal Food,
5 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)).

6 (3) The term “qualified country” means a
7 country that—

8 (A) is Australia, Canada, Israel, Japan,
9 New Zealand, Switzerland, South Africa, a
10 member-state of the European Union, or a
11 country in the European Economic Area,; and

12 (B) is determined by the Commissioner of
13 Food and Drugs to have standards for ensuring
14 the safety and effectiveness of drugs that are at
15 least as protective as such standards in the
16 United States.