

# STATE OF NEW YORK

9985

## IN SENATE

April 21, 2026

Introduced by Sen. RHOADS -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law and the education law, in relation to enhancing transparency in the prescription drug supply chain, including disclosure of country of origin and manufacturer information

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. This act shall be entitled the "foreign drug transparency  
2 act".

3 § 2. Legislative intent. The legislature hereby finds and declares  
4 that:

5 1. The United States prescription drug supply chain is increasingly  
6 globalized, with a significant portion of finished drug products and  
7 active pharmaceutical ingredients (APIs) manufactured outside of the  
8 United States.

9 2. Patients, pharmacists, and health care providers often lack access  
10 to clear and accessible information regarding the origin and manufactur-  
11 ing of prescription drugs.

12 3. Transparency regarding the origin, manufacture, and distribution of  
13 prescription drugs is essential to ensuring patient confidence, informed  
14 decision-making, and supply chain accountability.

15 4. The legislature recognizes and supports ongoing bipartisan federal  
16 efforts, including the CLEAR LABELS Act, to require disclosure of drug  
17 manufacturing and supply chain information.

18 5. It is the intent of this act to complement federal law by ensuring  
19 that such information is readily accessible to consumers at the point of  
20 dispensing within New York State.

21 § 3. Subdivision 1 of section 280-a of the public health law is  
22 amended by adding three new paragraphs (j), (k), and (l) to read as  
23 follows:

24 (j) "Active pharmaceutical ingredient" or "API" means any substance or  
25 component intended to furnish pharmacological activity in the diagnosis,  
26 cure, mitigation, treatment, or prevention of disease.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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1 (k) "Original manufacturer" means the entity that performs the final  
2 substantial manufacturing step prior to the introduction of an API or  
3 finished drug product into interstate commerce.

4 (l) "Supply chain information" means:

5 (i) The country of origin of the finished drug product;

6 (ii) The country or countries of origin of any active pharmaceutical  
7 ingredients;

8 (iii) The name and place of business of the original manufacturer of  
9 the API;

10 (iv) The name and place of business of the manufacturer of the  
11 finished drug product; and

12 (v) The name and place of business of any packer or distributor, if  
13 applicable.

14 § 4. Section 6810 of the education law is amended by adding a new  
15 subdivision 1-b to read as follows:

16 1-b.(a) In addition to the labeling requirements pursuant to subdivi-  
17 sion one of this section, a pharmacy shall ensure that, at the time a  
18 prescription drug is dispensed to a patient, supply chain information,  
19 as defined in paragraph (l) of subdivision one of section two hundred  
20 eighty-a of the public health law, is made readily accessible to the  
21 patient.

22 (b) Such information shall be provided through one or more of the  
23 following methods:

24 (i) A clearly visible notation on the prescription label or accompany-  
25 ing documentation indicating the country of origin of the finished drug  
26 product;

27 (ii) A machine-readable code, including but not limited to a QR code,  
28 or a digital link that directs the patient to a publicly accessible  
29 source containing supply chain information; or

30 (iii) A printed or electronic document provided to the patient at the  
31 point of sale.

32 (c) Such disclosures shall be presented in a clear, conspicuous, and  
33 consumer-friendly manner, consistent with applicable federal law and  
34 regulations.

35 § 5. Subdivision 2 of section 280-a of the public health law is  
36 amended by adding a new paragraph (f-1) to read as follows:

37 (f-1) (i) A pharmacy benefit manager shall maintain, and make avail-  
38 able to pharmacies, health plans, and patients upon request, supply  
39 chain information for prescription drugs covered under its network.

40 (ii) Such information shall be transmitted in a standardized electron-  
41 ic format sufficient to enable compliance with the requirements of this  
42 title.

43 § 6. The public health law is amended by adding a new section 278-b to  
44 read as follows:

45 § 278-b. Electronic portal. The commissioner shall:

46 (a) Develop or designate a publicly accessible electronic portal or  
47 database through which patients may access supply chain information for  
48 prescription drugs dispensed within the state;

49 (b) Promulgate rules and regulations necessary to implement the  
50 provisions of this act, including standards for data formatting, acces-  
51 sibility, and consumer readability; and

52 (c) Ensure that implementation of this act is consistent with, and  
53 does not conflict with, federal law governing drug labeling and regu-  
54 lation.

55 § 7. Construction. Nothing in this act shall be construed to require  
56 labeling or disclosures that are preempted by federal law, including the

1 Federal Food, Drug, and Cosmetic Act. The provisions of this act shall  
2 be implemented to complement and align with federal requirements relat-  
3 ing to drug labeling and supply chain transparency.

4 § 8. This act shall take effect on the one hundred eightieth day after  
5 it shall have become a law. Effective immediately, the addition, amend-  
6 ment and/or repeal of any rule or regulation necessary for the implemen-  
7 tation of this act on its effective date are authorized to be made and  
8 completed on or before such effective date.