

S 334

Pharmaceutical Market Access and Drug Safety Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Health

Introduced: Feb 9, 2005

Current Status: Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 109-143

Latest Action: Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 109-143. (Apr 19, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/334>

Sponsor

Name: Sen. Dorgan, Byron L. [D-ND]

Party: Democratic • **State:** ND • **Chamber:** Senate

Cosponsors (33 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Bingaman, Jeff [D-NM]	D · NM		Feb 9, 2005
Sen. Boxer, Barbara [D-CA]	D · CA		Feb 9, 2005
Sen. Chafee, Lincoln [R-RI]	R · RI		Feb 9, 2005
Sen. Clinton, Hillary Rodham [D-NY]	D · NY		Feb 9, 2005
Sen. Collins, Susan M. [R-ME]	R · ME		Feb 9, 2005
Sen. Conrad, Kent [D-ND]	D · ND		Feb 9, 2005
Sen. Dayton, Mark [D-MN]	D · MN		Feb 9, 2005
Sen. Durbin, Richard J. [D-IL]	D · IL		Feb 9, 2005
Sen. Feingold, Russell D. [D-WI]	D · WI		Feb 9, 2005
Sen. Feinstein, Dianne [D-CA]	D · CA		Feb 9, 2005
Sen. Grassley, Chuck [R-IA]	R · IA		Feb 9, 2005
Sen. Inouye, Daniel K. [D-HI]	D · HI		Feb 9, 2005
Sen. Jeffords, James M. [I-VT]	I · VT		Feb 9, 2005
Sen. Johnson, Tim [D-SD]	D · SD		Feb 9, 2005
Sen. Kennedy, Edward M. [D-MA]	D · MA		Feb 9, 2005
Sen. Kohl, Herb [D-WI]	D · WI		Feb 9, 2005
Sen. Leahy, Patrick J. [D-VT]	D · VT		Feb 9, 2005
Sen. Levin, Carl [D-MI]	D · MI		Feb 9, 2005
Sen. Lott, Trent [R-MS]	R · MS		Feb 9, 2005
Sen. McCain, John [R-AZ]	R · AZ		Feb 9, 2005
Sen. Nelson, Bill [D-FL]	D · FL		Feb 9, 2005
Sen. Obama, Barack [D-IL]	D · IL		Feb 9, 2005
Sen. Pryor, Mark L. [D-AR]	D · AR		Feb 9, 2005
Sen. Salazar, Ken [D-CO]	D · CO		Feb 9, 2005
Sen. Sarbanes, Paul S. [D-MD]	D · MD		Feb 9, 2005
Sen. Schumer, Charles E. [D-NY]	D · NY		Feb 9, 2005
Sen. Snowe, Olympia J. [R-ME]	R · ME		Feb 9, 2005
Sen. Stabenow, Debbie [D-MI]	D · MI		Feb 9, 2005
Sen. Specter, Arlen [R-PA]	R · PA		Feb 16, 2005
Sen. Lincoln, Blanche L. [D-AR]	D · AR		Mar 2, 2005
Sen. Kerry, John F. [D-MA]	D · MA		Mar 6, 2006
Sen. Wyden, Ron [D-OR]	D · OR		Sep 21, 2006
Sen. Byrd, Robert C. [D-WV]	D · WV		Sep 25, 2006

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Hearings By (full committee)	Apr 19, 2005

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
109 HR 700	Identical bill	Mar 14, 2005: Referred to the Subcommittee on Health.

Summary (as of Feb 9, 2005)

Pharmaceutical Market Access and Drug Safety Act of 2005 - Amends the Federal Food, Drug, and Cosmetic Act (FFDCA) to revise provisions governing the importation of prescription drugs. Waives the limitation on importation of prescription drugs that have been exported from the United States.

Prohibits the importation of a qualifying drug unless such drug is imported by: (1) a registered importer; or (2) an individual for personal use.

Establishes registration conditions for importers and exporters. Requires the Secretary to inspect places of business, verify chains of custody, inspect facilities, and determine compliance with registration conditions.

Sets forth provisions governing the importation of qualifying drugs that are different from U.S. label drugs, including standards for judging such differences.

Prohibits manufacturers from: (1) discriminating against registered exporters or importers; (2) causing there to be a difference in a prescription drug distributed in the United States and one distributed in a permitted country; (3) engaging in actions to restrict, prohibit, or delay the importation of a qualifying drug; or (4) engaging in any action that the Federal Trade Commission (FTC) determines discriminates against a person that engages or attempts to engage in the importation of a qualifying drug.

States that the resale in the United States of prescription drugs that were properly sold abroad is not patent infringement.

Requires the Secretary to educate consumers regarding prescription drug importation.

Sets forth provisions governing the sale of prescription drugs through an Internet site. Includes the dispensing or selling of a prescription drug in violation of this Act as a prohibited act under FFDCA.

Actions Timeline

- **Apr 19, 2005:** Committee on Health, Education, Labor, and Pensions. Hearings held. Hearings printed: S.Hrg. 109-143.
- **Feb 10, 2005:** Sponsor introductory remarks on measure. (CR S1253-1254)
- **Feb 9, 2005:** Introduced in Senate
- **Feb 9, 2005:** Sponsor introductory remarks on measure. (CR S1206)
- **Feb 9, 2005:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
- **Jan 26, 2005:** Sponsor introductory remarks on measure. (CR S540-541)