

# HR 4358

Influenza Vaccine Emergency Act

**Congress:** 109 (2005–2007, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Nov 17, 2005

**Current Status:** Referred to the Subcommittee on Health.

**Latest Action:** Referred to the Subcommittee on Health. (Dec 2, 2005)

**Official Text:** <https://www.congress.gov/bill/109th-congress/house-bill/4358>

## Sponsor

**Name:** Rep. DeFazio, Peter A. [D-OR-4]

**Party:** Democratic • **State:** OR • **Chamber:** House

## Cosponsors (13 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Allen, Thomas H. [D-ME-1]	D · ME		Nov 17, 2005
Rep. Crowley, Joseph [D-NY-7]	D · NY		Nov 17, 2005
Rep. Gutierrez, Luis V. [D-IL-4]	D · IL		Nov 17, 2005
Rep. Hinchey, Maurice D. [D-NY-22]	D · NY		Nov 17, 2005
Rep. Holden, Tim [D-PA-17]	D · PA		Nov 17, 2005
Rep. Kildee, Dale E. [D-MI-5]	D · MI		Nov 17, 2005
Rep. Kucinich, Dennis J. [D-OH-10]	D · OH		Nov 17, 2005
Rep. Lee, Barbara [D-CA-9]	D · CA		Nov 17, 2005
Rep. Maloney, Carolyn B. [D-NY-14]	D · NY		Nov 17, 2005
Rep. McNulty, Michael R. [D-NY-21]	D · NY		Nov 17, 2005
Rep. Sanders, Bernard [I-VT-At Large]	I · VT		Nov 17, 2005
Rep. Herseth, Stephanie [D-SD-At Large]	D · SD		Dec 6, 2005
Rep. Wexler, Robert [D-FL-19]	D · FL		Dec 6, 2005

## Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Dec 2, 2005

## Subjects & Policy Tags

**Policy Area:**

Health

## Related Bills

No related bills are listed.

Influenza Vaccine Emergency Act - Amends the Public Health Service Act to require influenza vaccine manufacturers to include a provision in any contract for the sale of the vaccine in interstate commerce expressing the policy that the Secretary of Health and Human Services has the authority to take title to necessary quantities of the vaccine if the Secretary declares a public health emergency by reason of an influenza vaccine shortage, and that the manufacturer will reimburse the purchaser for any vaccine not received. Requires the Secretary to pay the manufacturer or distributor the price the manufacturer or distributor would have received for any vaccine taken.

Requires the Secretary to determine the extent of compliance with vaccine distribution guidelines and, before using the authority to take the vaccine, to publish notice that such compliance has not been an adequate response to the emergency. Allows the Secretary, in lieu of taking title to a vaccine, to order any vaccine manufacturer or distributor to honor its contracts with states or political subdivisions. Requires the Secretary to provide any influenza vaccine to states, political subdivisions, and such other public or private entities as appropriate as a response to the emergency. Allows the Secretary to make an emergency declaration if the delivery waiting time for states or political subdivisions to receive the vaccine constitutes a significant threat to children, adolescents, or adults.

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### **Actions Timeline**

- **Dec 2, 2005:** Referred to the Subcommittee on Health.
- **Nov 17, 2005:** Introduced in House
- **Nov 17, 2005:** Introduced in House
- **Nov 17, 2005:** Referred to the House Committee on Energy and Commerce.