

S 980

Ryan Haight Online Pharmacy Consumer Protection Act of 2008

Congress: 110 (2007–2009, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Mar 23, 2007

Current Status: By Senator Leahy from Committee on the Judiciary filed written report. Report No. 110-521.

Latest Action: By Senator Leahy from Committee on the Judiciary filed written report. Report No. 110-521. (Nov 17, 2008)

Official Text: https://www.congress.gov/bill/110th-congress/senate-bill/980

Sponsor

Name: Sen. Feinstein, Dianne [D-CA]

Party: Democratic • State: CA • Chamber: Senate

Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Sessions, Jeff [R-AL]	R · AL		Mar 23, 2007
Sen. Biden, Joseph R., Jr. [D-DE]	D · DE		Mar 26, 2007
Sen. Coleman, Norm [R-MN]	R · MN		May 15, 2007
Sen. Leahy, Patrick J. [D-VT]	D · VT		Oct 2, 2007
Sen. Cornyn, John [R-TX]	R · TX		Jan 22, 2008

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred To	Apr 2, 2008
Judiciary Committee	Senate	Reported By	Mar 12, 2008
Judiciary Committee	House	Referred To	Apr 2, 2008

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
110 HR 6353	Related bill	Oct 15, 2008: Became Public Law No: 110-425.

Ryan Haight Online Pharmacy Consumer Protection Act of 2008 - Amends the Controlled Substances Act to prohibit the delivery, distribution, or dispensing of controlled substances over the Internet without a valid prescription. Exempts telemedicine practitioners.

Defines "valid prescription" as a prescription that is issued for a legitimate purpose by a practitioner who has conducted at least one in-person medical evaluation of the patient.

Adds definitions to the Controlled Substances Act relating to online pharmacies and the issuance of prescriptions over the Internet.

Imposes registration and reporting requirements on online pharmacies.

Requires an online pharmacy to: (1) display on its Internet homepage a statement that it complies with the requirements of this Act; (2) comply with state laws for the licensure of pharmacies in each state in which it operates or sells controlled substances; (3) post on its Internet homepage specified information, including the name, address, and telephone number of the pharmacy, the qualifications of its pharmacist-in-charge, and a certification of its registration under this Act; and (4) notify the Attorney General and applicable state boards of pharmacy at least 30 days prior to offering to sell, deliver, distribute, or dispense controlled substances over the Internet.

Authorizes the Attorney General to issue a special registration under this Act for telemedicine practitioners.

Increases criminal penalties involving controlled substances in Schedules III, IV, and V of the Controlled Substances Act.

Authorizes states to apply for injunctions or obtain damages and other civil remedies against online pharmacies that are deemed a threat to state residents.

Requires the U.S. Sentencing Commission, in determining whether to amend or establish new sentencing guidelines to conform the guidelines and policy statements to this Act, to consult with the Department of Justice (DOJ), experts, and other affected parties concerning which penalties for scheduled substances should be reflected.

Requires the Drug Enforcement Administration (DEA) to report to Congress after the enactment of this Act and annually for two years after such initial report on: (1) the foreign supply chains and sources of controlled substances offered for sale without a valid prescription on the Internet; (2) DEA efforts and strategy to decrease such foreign supply chains; and (3) DEA efforts to work with domestic and multinational pharmaceutical companies and others in combating the sale of controlled substances over the Internet without a valid prescription.

Actions Timeline

- **Nov 17, 2008:** By Senator Leahy from Committee on the Judiciary filed written report. Report No. 110-521.
- **Apr 2, 2008:** Received in the House.
- **Apr 2, 2008:** Message on Senate action sent to the House.
- **Apr 2, 2008:** Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
- **Apr 1, 2008:** Measure laid before Senate by unanimous consent. (consideration: CR S2307-2310; text of measure as reported in Senate: CR S2307-2309)
- **Apr 1, 2008:** The committee substitute as amended agreed to by Unanimous Consent.
- **Apr 1, 2008:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.
- **Apr 1, 2008:** Passed Senate with an amendment by Unanimous Consent.
- **Mar 12, 2008:** Committee on the Judiciary. Reported by Senator Leahy with an amendment in the nature of a substitute. Without written report.
- **Mar 12, 2008:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 617.
- **Sep 27, 2007:** Committee on the Judiciary. Ordered to be reported with amendments favorably.
- **May 16, 2007:** Committee on the Judiciary. Hearings held. Hearings printed: S.Hrg. 110-472.
- **Mar 23, 2007:** Introduced in Senate
- **Mar 23, 2007:** Sponsor introductory remarks on measure. (CR S3712-3713)
- **Mar 23, 2007:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S3713-3715)