

S 1002

Safe Doses Act

Congress: 112 (2011–2013, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: May 16, 2011

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 495.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 495. (Aug 28, 2012)

Official Text: <https://www.congress.gov/bill/112th-congress/senate-bill/1002>

Sponsor

Name: Sen. Schumer, Charles E. [D-NY]

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

Cosponsors (33 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Bennet, Michael F. [D-CO]	D · CO		May 16, 2011
Sen. Blumenthal, Richard [D-CT]	D · CT		May 16, 2011
Sen. Brown, Sherrod [D-OH]	D · OH		May 16, 2011
Sen. Casey, Robert P., Jr. [D-PA]	D · PA		May 16, 2011
Sen. Coons, Christopher A. [D-DE]	D · DE		May 16, 2011
Sen. Graham, Lindsey [R-SC]	R · SC		May 16, 2011
Sen. Klobuchar, Amy [D-MN]	D · MN		May 16, 2011
Sen. Kyl, Jon [R-AZ]	R · AZ		May 16, 2011
Sen. Lautenberg, Frank R. [D-NJ]	D · NJ		May 16, 2011
Sen. Lugar, Richard G. [R-IN]	R · IN		May 16, 2011
Sen. Nelson, Bill [D-FL]	D · FL		May 16, 2011
Sen. Sessions, Jeff [R-AL]	R · AL		May 16, 2011
Sen. Whitehouse, Sheldon [D-RI]	D · RI		May 16, 2011
Sen. Hagan, Kay R. [D-NC]	D · NC		May 17, 2011
Sen. Portman, Rob [R-OH]	R · OH		May 17, 2011
Sen. Wyden, Ron [D-OR]	D · OR		May 19, 2011
Sen. Menendez, Robert [D-NJ]	D · NJ		Jun 6, 2011
Sen. Ayotte, Kelly [R-NH]	R · NH		Jun 7, 2011
Sen. Wicker, Roger F. [R-MS]	R · MS		Jun 22, 2011
Sen. Kirk, Mark Steven [R-IL]	R · IL		Jun 23, 2011
Sen. Cochran, Thad [R-MS]	R · MS		Jun 29, 2011
Sen. Corker, Bob [R-TN]	R · TN		Jun 30, 2011
Sen. Alexander, Lamar [R-TN]	R · TN		Jul 5, 2011
Sen. Coats, Daniel [R-IN]	R · IN		Aug 2, 2011
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		Aug 2, 2011
Sen. Kohl, Herb [D-WI]	D · WI		Sep 13, 2011
Sen. Brown, Scott P. [R-MA]	R · MA		Sep 15, 2011
Sen. Roberts, Pat [R-KS]	R · KS		Oct 17, 2011
Sen. Cornyn, John [R-TX]	R · TX		Nov 3, 2011
Sen. Feinstein, Dianne [D-CA]	D · CA		Feb 28, 2012
Sen. Lee, Mike [R-UT]	R · UT		Feb 28, 2012
Sen. Coburn, Tom [R-OK]	R · OK		Mar 7, 2012
Sen. Hatch, Orrin G. [R-UT]	R · UT		Mar 8, 2012

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Reported By	Aug 28, 2012

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
112 HR 4223	Related bill	Oct 5, 2012: Became Public Law No: 112-186.

Summary (as of Aug 28, 2012)

Safe Doses Act - (Sec. 2) Amends the federal criminal code to prohibit: (1) embezzling, stealing, obtaining by fraud or deception, or knowingly and unlawfully taking, carrying away, or concealing a medical product that has not yet been made available for retail purchase by a consumer (pre-retail medical product); (2) knowingly and falsely making, altering, forging, or counterfeiting the labeling or documentation of such a product; (3) knowingly possessing, transporting, or trafficking in a product involved in a prohibited act; (4) buying or otherwise obtaining, or selling or distributing, with intent to defraud, such a product that has expired or been stolen; or (5) attempting or conspiring to commit a prohibited act.

Makes an offense under this Act an aggravated offense if: (1) the defendant is employed by, or is an agent of, an organization in the supply chain for the product; or (2) the offense involves the use of violence, force, a threat of violence or force, or the use of a deadly weapon, results in serious bodily injury or death, or is subsequent to a prior conviction for an offense under this Act.

Prescribes criminal and civil penalties for violations of this Act, including a civil penalty of not more than the greater of 3 times the economic loss attributable to the violation or \$1 million.

(Sec. 3) Provides for civil forfeiture for any property which constitutes or is derived from proceeds traceable to a violation of this Act.

(Sec. 4) Requires the penalties under this Act to apply for the following offenses involving a pre-retail medical product: (1) interstate and foreign travel or transportation in aid of racketeering enterprises; (2) engaging in monetary transactions in property derived from specified unlawful activity; (3) breaking into or entering carrier facilities with intent to commit larceny; and (4) the transportation, sale, or receipt of stolen property.

(Sec. 5) Includes theft of medical products as a predicate offense under the Racketeer Influenced and Corrupt Organizations Act (RICO).

(Sec. 6) Extends provisions authorizing wiretapping and requiring victim restitution to the crime of theft of a pre-retail medical product.

(Sec. 8) Directs the U.S. Sentencing Commission to review and, if appropriate, amend the sentencing guidelines and policy statements applicable to offenses related to pre-retail medical product theft or robberies and burglaries involving controlled substances to reflect congressional intent that penalties for such offenses are sufficient to deter and punish such offenses and to appropriately account for actual harm to the public.

Actions Timeline

- **Aug 28, 2012:** Committee on the Judiciary. Reported by Senator Leahy under authority of the order of the Senate of 08/02/2012 with an amendment in the nature of a substitute. With written report No. 112-204.
- **Aug 28, 2012:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 495.
- **Mar 8, 2012:** Committee on the Judiciary. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **May 16, 2011:** Introduced in Senate
- **May 16, 2011:** Read twice and referred to the Committee on the Judiciary.