

## S 4439

### MMAPPP Act of 2020

**Congress:** 116 (2019–2021, Ended)

**Chamber:** Senate

**Policy Area:** Health

**Introduced:** Aug 5, 2020

**Current Status:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.

**Latest Action:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Aug 5, 2020)

**Official Text:** <https://www.congress.gov/bill/116th-congress/senate-bill/4439>

## Sponsor

**Name:** Sen. Smith, Tina [D-MN]

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

## Cosponsors (6 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Baldwin, Tammy [D-WI]	D · WI		Aug 5, 2020
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		Aug 5, 2020
Sen. Harris, Kamala D. [D-CA]	D · CA		Aug 5, 2020
Sen. Merkley, Jeff [D-OR]	D · OR		Aug 5, 2020
Sen. Booker, Cory A. [D-NJ]	D · NJ		Aug 6, 2020
Sen. Murphy, Christopher [D-CT]	D · CT		Dec 11, 2020

## Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Aug 5, 2020

## Subjects & Policy Tags

### Policy Area:

Health

## Related Bills

Bill	Relationship	Last Action
116 HR 7296	Related bill	<b>Jun 22, 2020:</b> Referred to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary, Science, Space, and Technology, and Armed Services, 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.

## **Make Medications Affordable by Preventing Pandemic Price gouging Act of 2020 or the MMAPP Act of 2020**

This bill imposes licensing and price restrictions on federally supported drugs and other medicines intended to address COVID-19 (i.e., coronavirus disease 2019) or other public health emergencies.

With respect to a COVID-19 drug patent developed using certain types of federal support, any license granted by the federal government shall be open and nonexclusive. Similarly, a licensee or assignee for such a patent shall grant open nonexclusive licenses for the patent. An entity that receives a license shall pay reasonable royalties to (1) the patent holder, or (2) the owner of marketing exclusivity rights granted by the Food and Drug Administration (FDA) that were terminated under this bill.

The bill requires that such drugs be offered at a fair and reasonable price based on certain considerations, such as access.

If the Department of Health and Human Services (HHS) finds that the price of any drug to address a public health emergency is excessive, HHS must void any FDA-granted exclusivity for the drug and grant open and nonexclusive licenses to other manufacturers. Such licenses are subject to reasonable royalty requirements.

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### **Actions Timeline**

- **Aug 5, 2020:** Introduced in Senate
- **Aug 5, 2020:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions.