

HR 965

CREATES Act of 2019

Congress: 116 (2019–2021, Ended)

Chamber: House

Policy Area: Health

Introduced: Feb 5, 2019

Current Status: Supplemental report filed by the Committee on the Judiciary, H. Rept. 116-55, Part III.

Latest Action: Supplemental report filed by the Committee on the Judiciary, H. Rept. 116-55, Part III. (May 16, 2019)

Official Text: <https://www.congress.gov/bill/116th-congress/house-bill/965>

Sponsor

Name: Rep. Cicilline, David N. [D-RI-1]

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

Cosponsors (68 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Collins, Doug [R-GA-9]	R · GA		Feb 5, 2019
Rep. McKinley, David B. [R-WV-1]	R · WV		Feb 5, 2019
Rep. Nadler, Jerrold [D-NY-10]	D · NY		Feb 5, 2019
Rep. Sensenbrenner, F. James, Jr. [R-WI-5]	R · WI		Feb 5, 2019
Rep. Welch, Peter [D-VT-At Large]	D · VT		Feb 5, 2019
Rep. Meadows, Mark [R-NC-11]	R · NC		Feb 11, 2019
Rep. Finkenauer, Abby [D-IA-1]	D · IA		Mar 4, 2019
Rep. Cole, Tom [R-OK-4]	R · OK		Mar 11, 2019
Rep. Doggett, Lloyd [D-TX-35]	D · TX		Mar 11, 2019
Rep. Gallagher, Mike [R-WI-8]	R · WI		Mar 11, 2019
Rep. Lipinski, Daniel [D-IL-3]	D · IL		Mar 11, 2019
Rep. McCollum, Betty [D-MN-4]	D · MN		Mar 18, 2019
Rep. Rush, Bobby L. [D-IL-1]	D · IL		Mar 18, 2019
Rep. Dingell, Debbie [D-MI-12]	D · MI		Mar 26, 2019
Rep. Pallone, Frank, Jr. [D-NJ-6]	D · NJ		Mar 26, 2019
Rep. Perry, Scott [R-PA-10]	R · PA		Mar 26, 2019
Rep. Ruiz, Raul [D-CA-36]	D · CA		Mar 26, 2019
Rep. Craig, Angie [D-MN-2]	D · MN		Mar 27, 2019
Rep. Eshoo, Anna G. [D-CA-18]	D · CA		Mar 27, 2019
Rep. Matsui, Doris O. [D-CA-6]	D · CA		Mar 27, 2019
Rep. Gohmert, Louie [R-TX-1]	R · TX		Apr 1, 2019
Rep. Tonko, Paul [D-NY-20]	D · NY		Apr 1, 2019
Rep. Van Drew, Jefferson [D-NJ-2]	D · NJ		Apr 1, 2019
Rep. Clarke, Yvette D. [D-NY-9]	D · NY		Apr 2, 2019
Rep. Allred, Colin Z. [D-TX-32]	D · TX		Apr 4, 2019
Rep. Courtney, Joe [D-CT-2]	D · CT		Apr 4, 2019
Rep. Crow, Jason [D-CO-6]	D · CO		Apr 8, 2019
Rep. Gonzalez, Anthony [R-OH-16]	R · OH		Apr 8, 2019
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Apr 8, 2019
Rep. Larson, John B. [D-CT-1]	D · CT		Apr 9, 2019
Rep. McAdams, Ben [D-UT-4]	D · UT		Apr 10, 2019
Rep. Schrader, Kurt [D-OR-5]	D · OR		Apr 10, 2019
Rep. Davids, Sharice [D-KS-3]	D · KS		Apr 18, 2019
Rep. Davis, Rodney [R-IL-13]	R · IL		Apr 18, 2019
Rep. Kennedy, Joseph P., III [D-MA-4]	D · MA		Apr 18, 2019
Rep. Norcross, Donald [D-NJ-1]	D · NJ		Apr 18, 2019
Rep. Pappas, Chris [D-NH-1]	D · NH		Apr 18, 2019
Rep. Spanberger, Abigail Davis [D-VA-7]	D · VA		Apr 18, 2019
Rep. Quigley, Mike [D-IL-5]	D · IL		Apr 22, 2019
Rep. Cooper, Jim [D-TN-5]	D · TN		Apr 25, 2019
Rep. Deutch, Theodore E. [D-FL-22]	D · FL		Apr 25, 2019

Cosponsor	Party / State	Role	Date Joined
Rep. Langevin, James R. [D-RI-2]	D · RI		Apr 25, 2019
Rep. McBath, Lucy [D-GA-6]	D · GA		Apr 25, 2019
Rep. Mucarsel-Powell, Debbie [D-FL-26]	D · FL		Apr 29, 2019
Rep. Raskin, Jamie [D-MD-8]	D · MD		Apr 29, 2019
Rep. Stanton, Greg [D-AZ-9]	D · AZ		Apr 29, 2019
Rep. Cohen, Steve [D-TN-9]	D · TN		Apr 30, 2019
Rep. Jordan, Jim [R-OH-4]	R · OH		Apr 30, 2019
Rep. Wild, Susan [D-PA-7]	D · PA		Apr 30, 2019
Rep. Kim, Andy [D-NJ-3]	D · NJ		May 1, 2019
Rep. Case, Ed [D-HI-1]	D · HI		May 7, 2019
Rep. Casten, Sean [D-IL-6]	D · IL		May 7, 2019
Rep. Houlahan, Chrissy [D-PA-6]	D · PA		May 7, 2019
Rep. Joyce, David P. [R-OH-14]	R · OH		May 7, 2019
Rep. Khanna, Ro [D-CA-17]	D · CA		May 7, 2019
Rep. Norman, Ralph [R-SC-5]	R · SC		May 7, 2019
Rep. Pingree, Chellie [D-ME-1]	D · ME		May 7, 2019
Rep. Schrier, Kim [D-WA-8]	D · WA		May 7, 2019
Rep. Scott, David [D-GA-13]	D · GA		May 7, 2019
Rep. Carbajal, Salud O. [D-CA-24]	D · CA		May 8, 2019
Rep. Smith, Adam [D-WA-9]	D · WA		May 8, 2019
Rep. Wexton, Jennifer [D-VA-10]	D · VA		May 8, 2019
Rep. Cisneros, Gilbert Ray, Jr. [D-CA-39]	D · CA		May 9, 2019
Rep. Connolly, Gerald E. [D-VA-11]	D · VA		May 9, 2019
Rep. Bustos, Cheri [D-IL-17]	D · IL		May 10, 2019
Rep. Garcia, Sylvia R. [D-TX-29]	D · TX		May 10, 2019
Rep. Meng, Grace [D-NY-6]	D · NY		May 10, 2019
Rep. Underwood, Lauren [D-IL-14]	D · IL		May 10, 2019

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Reported by	Mar 27, 2019
Judiciary Committee	House	Referred to	Mar 22, 2019

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
116 HR 1865	Related bill	Dec 20, 2019: Became Public Law No: 116-94.
116 HR 19	Related bill	Dec 19, 2019: Referred to the Subcommittee on Antitrust, Commercial, and Administrative Law.
116 HR 3947	Related bill	Aug 28, 2019: Referred to the Subcommittee on the Constitution, Civil Rights, and Civil Liberties.
116 S 1895	Related bill	Jul 8, 2019: Placed on Senate Legislative Calendar under General Orders. Calendar No. 133.
116 HR 2700	Related bill	Jun 26, 2019: Referred to the Subcommittee on Antitrust, Commercial, and Administrative Law.
116 HR 987	Related bill	May 20, 2019: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
116 S 340	Identical bill	Feb 6, 2019: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 22.

Summary (as of May 10, 2019)

Creating and Restoring Equal Access to Equivalent Samples Act of 2019 or the CREATES Act of 2019

This bill generally allows the developer of a drug or biological product, such as a generic or biosimilar version of a drug, to bring a civil action against the license holder of an approved medication if the holder refuses to make available sufficient quantities of the approved medication for the developer's testing. The bill also establishes affirmative defenses to such a civil action.

In addition, the bill authorizes drug manufacturers seeking Food and Drug Administration approval for a generic drug to use alternative methods to develop elements assure safe use of a drug.

Actions Timeline

- **May 16, 2019:** PERMISSION TO FILE SUPPLEMENTAL - Ms. Lofgren asked unanimous consent that Committee on the Judiciary be authorized to file a supplemental report on the bill, H.R. 965. Agreed to without objection.
- **May 16, 2019:** Supplemental report filed by the Committee on the Judiciary, H. Rept. 116-55, Part III.
- **May 10, 2019:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 116-55, Part I.
- **May 10, 2019:** Reported by the Committee on Judiciary. H. Rept. 116-55, Part II.
- **May 10, 2019:** Placed on the Union Calendar, Calendar No. 33.
- **Apr 30, 2019:** Committee Consideration and Mark-up Session Held.
- **Apr 30, 2019:** Ordered to be Reported by Voice Vote.
- **Apr 3, 2019:** Committee Consideration and Mark-up Session Held.
- **Apr 3, 2019:** Ordered to be Reported (Amended) by the Yeas and Nays: 50 - 0.
- **Mar 27, 2019:** Subcommittee Consideration and Mark-up Session Held.
- **Mar 27, 2019:** Forwarded by Subcommittee to Full Committee (Amended) by Voice Vote .
- **Mar 22, 2019:** Referred to the Subcommittee on Antitrust, Commercial, and Administrative Law.
- **Feb 6, 2019:** Referred to the Subcommittee on Health.
- **Feb 5, 2019:** Introduced in House
- **Feb 5, 2019:** 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.

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