112TH CONGRESS
1ST SESSION

S. 1064

To make effective the proposed rule of the Food and Drug Administration relating to sunscreen drug products, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 25, 2011

Mr. REED (for himself, Mr. SCHUMER, Mr. KERRY, Mr. LEAHY, and Mr. FRANKEN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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A BILL

To make effective the proposed rule of the Food and Drug Administration relating to sunscreen drug products, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Sunscreen Labeling Protection Act of 2011'' or the ''SUN Act''.

SEC. 2. EFFECTIVE DATE FOR RULE RELATING TO SUNSCREEN DRUG PRODUCTS FOR OVER-THE-COUNTER HUMAN USE.

Notwithstanding subchapter II of chapter 5, and chapter 7, of title 5, United States Code (commonly known as the ''Administrative Procedure Act'') and any other provision of law, the proposed rule issued by the Commissioner of Food and Drugs entitled ''Sunscreen Drug Products for Over-the-Counter Human Use; Proposed Amendment of Final Monograph'', 72 Fed. Reg. 49070 (August 27, 2007), shall take effect on the date that is 180 days after the date of enactment of this Act, unless such Commissioner issues the final rule, which includes formulation, labeling, and testing requirements for both ultraviolet B (UVB) and ultraviolet A (UVA) radiation protection, before such effective date.

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