

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.

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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.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Sunscreen Labeling  
5 Protection Act of 2011” or the “SUN Act”.

1 **SEC. 2. EFFECTIVE DATE FOR RULE RELATING TO SUN-**  
2 **SCREEN DRUG PRODUCTS FOR OVER-THE-**  
3 **COUNTER HUMAN USE.**

4 Notwithstanding subchapter II of chapter 5, and  
5 chapter 7, of title 5, United States Code (commonly known  
6 as the “Administrative Procedure Act”) and any other  
7 provision of law, the proposed rule issued by the Commis-  
8 sioner of Food and Drugs entitled “Sunscreen Drug Prod-  
9 ucts for Over-the-Counter Human Use; Proposed Amend-  
10 ment of Final Monograph”, 72 Fed. Reg. 49070 (August  
11 27, 2007), shall take effect on the date that is 180 days  
12 after the date of enactment of this Act, unless such Com-  
13 missioner issues the final rule, which includes formulation,  
14 labeling, and testing requirements for both ultraviolet B  
15 (UVB) and ultraviolet A (UVA) radiation protection, be-  
16 fore such effective date.

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