

Whereas today, the W.K. Kellogg Foundation is 1 of the largest philanthropic institutions in the world, funding projects throughout the world in—

- (1) health;
- (2) education;
- (3) agriculture;
- (4) leadership; and
- (5) youth development;

Whereas the assets of the W.K. Kellogg Foundation were nearly \$6,000,000,000 when the foundation approached its 75th Anniversary in 2005;

Whereas, during those 75 years of service, the foundation donated more than \$3,000,000,000 to help people help themselves;

Whereas, during the Second World War, the production facilities of the Kellogg Company were used to assist the Armed Forces in many engineering efforts;

Whereas, during that time, the products of the Kellogg Company became a common item in packages sent by families to soldiers serving overseas;

Whereas W.K. Kellogg was later awarded the Army-Navy "E" Flag for Excellence for his valuable contributions to the United States during the Second World War;

Whereas, throughout its history, the Kellogg Company introduced many of their most famous and successful cereals and characters, including—

- (1) Tony the Tiger; and
- (2) Snap, Crackle, and Pop;

Whereas, in 1969, astronauts on board the Apollo 11 breakfasted on cereal produced by the Kellogg Company during their successful mission to the moon, thereby making it the first breakfast cereal ever to reach outer space;

Whereas the Kellogg Company opened a new headquarters facility in Battle Creek;

Whereas, throughout the 1980's and 1990's, the Kellogg Company continued its commitment to social responsibility by supporting numerous organizations, including—

- (1) the United Negro College Fund;
- (2) the Statue of Liberty-Ellis Island renewal project; and
- (3) organizations that sought to end the policy of apartheid that was enforced by the Government of South Africa;

Whereas today, the Kellogg Company produces more than 40 different cereals on 6 continents, and markets the products of the company in more than 180 countries;

Whereas the Kellogg Company employs 25,000 people throughout the world; and

Whereas the Kellogg Company currently has production facilities in 13 states, including—

- (1) California;
- (2) Georgia;
- (3) Illinois;
- (4) Kansas;
- (5) Kentucky;
- (6) Michigan;
- (7) Nebraska;
- (8) New Jersey;
- (9) North Carolina;
- (10) Ohio;
- (11) Pennsylvania;
- (12) Tennessee; and
- (13) Washington: Now, therefore, be it

*Resolved*, That the Senate recognizes—

(1) the great contributions of Will Keith Kellogg to—

- (A) the citizens of the United States; and
- (B) the people of the world;
- (2) the 100th anniversary of the creation of the first flaked breakfast cereal, which occurred on April 1, 2006; and

(3) the achievements of W.K. Kellogg and the benefits enjoyed by all those touched by his life.

Ms. STABENOW. Mr. President, today I am pleased to offer this resolu-

tion in honor of Will Keith Kellogg, who founded the Kellogg Company in 1906 in Battle Creek, MI. I am pleased to be joined by my colleagues, Senators Isakson, Chambliss, and Levin.

Today, Kellogg's company employs more than 25,000 people worldwide and operates production sites in thirteen states. Additionally, the Kellogg Foundation is one of the largest philanthropic institutions in the world. Last year, it celebrated its seventy-fifth anniversary and has donated more than \$3 billion to health, education, agricultural, and youth-development projects.

I am proud of the work of Mr. Kellogg and the great work of both the Kellogg Company and the Kellogg Foundation. I ask for unanimous consent that the text of the bill be printed in the RECORD.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 4742. Mr. DORGAN (for himself and Ms. SNOWE) submitted an amendment intended to be proposed by him to the bill S. 3711, to enhance the energy independence and security of the United States by providing for exploration, development, and production activities for mineral resources in the Gulf of Mexico, and for other purposes; which was ordered to lie on the table.

SA 4743. Mr. KERRY submitted an amendment intended to be proposed by him to the bill S. 3711, supra; which was ordered to lie on the table.

SA 4744. Mr. KERRY (for himself and Mr. JEFFORDS) submitted an amendment intended to be proposed by him to the bill S. 3711, supra; which was ordered to lie on the table.

SA 4745. Mr. KERRY submitted an amendment intended to be proposed by him to the bill S. 3711, supra; which was ordered to lie on the table.

SA 4746. Mr. SMITH (for himself, Mr. MENENDEZ, Ms. SNOWE, Mr. KERRY, Mr. SALAZAR, Ms. CANTWELL, Mr. LIEBERMAN, Mr. KENNEDY, Mr. ALLARD, Mr. WYDEN, Mrs. CLINTON, and Mr. DODD) submitted an amendment intended to be proposed by him to the bill S. 3711, supra; which was ordered to lie on the table.

SA 4747. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 3711, supra; which was ordered to lie on the table.

SA 4748. Mr. ALLEN submitted an amendment intended to be proposed to amendment SA 4713 proposed by Mr. FRIST to the bill S. 3711, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 4742. Mr. DORGAN (for himself and Ms. SNOWE) submitted an amendment intended to be proposed by him to the bill S. 3711, to enhance the energy independence and security of the United States by providing for exploration, development, and production activities for mineral resources in the Gulf of Mexico, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### TITLE —IMPORTATION OF PRESCRIPTION DRUGS

##### SEC. 1. SHORT TITLE.

This title may be cited as the "Pharmaceutical Market Access and Drug Safety Act of 2006".

##### SEC. 2. FINDINGS.

Congress finds that—

(1) Americans unjustly pay up to 5 times more to fill their prescriptions than consumers in other countries;

(2) the United States is the largest market for pharmaceuticals in the world, yet American consumers pay the highest prices for brand pharmaceuticals in the world;

(3) a prescription drug is neither safe nor effective to an individual who cannot afford it;

(4) allowing and structuring the importation of prescription drugs to ensure access to safe and affordable drugs approved by the Food and Drug Administration will provide a level of safety to American consumers that they do not currently enjoy;

(5) American spend more than \$200,000,000,000 on prescription drugs every year;

(6) the Congressional Budget Office has found that the cost of prescription drugs are between 35 to 55 percent less in other highly-developed countries than in the United States; and

(7) promoting competitive market pricing would both contribute to health care savings and allow greater access to therapy, improving health and saving lives.

##### SEC. 3. REPEAL OF CERTAIN SECTION REGARDING IMPORTATION OF PRESCRIPTION DRUGS.

Chapter VIII of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 381 et seq.) is amended by striking section 804.

##### SEC. 4. IMPORTATION OF PRESCRIPTION DRUGS; WAIVER OF CERTAIN IMPORT RESTRICTIONS.

(a) IN GENERAL.—Chapter VIII of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 381 et seq.), as amended by section 3, is further amended by inserting after section 803 the following:

##### "SEC. 804. COMMERCIAL AND PERSONAL IMPORTATION OF PRESCRIPTION DRUGS.

"(a) IMPORTATION OF PRESCRIPTION DRUGS.—

"(1) IN GENERAL.—In the case of qualifying drugs imported or offered for import into the United States from registered exporters or by registered importers—

"(A) the limitation on importation that is established in section 801(d)(1) is waived; and

"(B) the standards referred to in section 801(a) regarding admission of the drugs are subject to subsection (g) of this section (including with respect to qualifying drugs to which section 801(d)(1) does not apply).

"(2) IMPORTERS.—A qualifying drug may not be imported under paragraph (1) unless—

"(A) the drug is imported by a pharmacy, group of pharmacies, or a wholesaler that is a registered importer; or

"(B) the drug is imported by an individual for personal use or for the use of a family member of the individual (not for resale) from a registered exporter.

"(3) RULE OF CONSTRUCTION.—This section shall apply only with respect to a drug that is imported or offered for import into the United States—

"(A) by a registered importer; or

"(B) from a registered exporter to an individual.

"(4) DEFINITIONS.—

"(A) REGISTERED EXPORTER; REGISTERED IMPORTER.—For purposes of this section:

"(i) The term 'registered exporter' means an exporter for which a registration under subsection (b) has been approved and is in effect.