

COMPETITIVE PROBLEMS IN THE DRUG INDUSTRY 9095

products under FDA's responsibility that are suspected or known to be violative.

HEW advised us that it was giving serious consideration to the inclusion of our proposal in its legislative program for the Ninety-third Congress. (See app. I.)

RECOMMENDATION TO THE CONGRESS

To improve FDA's ability to protect the consumer, we recommend that the Congress consider amending the FD&C Act and the Federal Hazardous Substances Act to provide FDA with the authority to detain products.