

117TH CONGRESS
1ST SESSION

H. R. 3463

To amend the Public Health Service Act to authorize the use of the Strategic National Stockpile to enhance medical supply chain elasticity and establish and maintain domestic reserves of critical medical supplies, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 21, 2021

Mrs. DINGELL (for herself and Mrs. WALORSKI) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to authorize the use of the Strategic National Stockpile to enhance medical supply chain elasticity and establish and maintain domestic reserves of critical medical supplies, 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 “Medical Supplies for
5 Pandemics Act of 2021”.

1 **SEC. 2. SUPPLY CHAIN FLEXIBILITY MANUFACTURING**
2 **PILOT.**

3 (a) IN GENERAL.—Section 319F–2(a)(3) of the Pub-
4 lic Health Service Act (42 U.S.C. 247d–6b(a)(3)) is
5 amended—

6 (1) in subparagraph (I), by striking “and”;

7 (2) in subparagraph (J), by striking the period
8 at the end and inserting “; and”; and

9 (3) by adding at the end the following new sub-
10 paragraph:

11 “(K) enhance medical supply chain elas-
12 ticity and establish and maintain domestic re-
13 serves of critical medical supplies (including
14 personal protective equipment, ancillary medical
15 supplies, and other applicable supplies required
16 for the administration of drugs, vaccines and
17 other biological products, and other medical de-
18 vices (including diagnostic tests)) by—

19 “(i) increasing emergency stock of
20 critical medical supplies;

21 “(ii) geographically diversifying do-
22 mestic production of such medical supplies,
23 as appropriate;

24 “(iii) entering into cooperative agree-
25 ments or partnerships with respect to man-
26 ufacturing lines, facilities, and equipment

1 for the domestic production of such med-
2 ical supplies; and

3 “(iv) managing, either directly or
4 through cooperative agreements with man-
5 ufacturers and distributors, domestic re-
6 serves established under this subparagraph
7 by refreshing and replenishing stock of
8 such medical supplies.”.

9 (b) REPORTING; SUNSET.—Section 319F–2(a) of the
10 Public Health Service Act (42 U.S.C. 247d–6b(a)) is
11 amended by adding at the end the following:

12 “(6) REPORTING.—Not later than September
13 30, 2022, the Secretary shall submit to the Com-
14 mittee on Energy and Commerce of the House of
15 Representatives and the Committee on Health, Edu-
16 cation, Labor and Pensions of the Senate a report
17 on the details of each cooperative agreement or part-
18 nership entered into under paragraph (3)(K), includ-
19 ing the amount expended by the Secretary on each
20 such cooperative agreement or partnership.

21 “(7) SUNSET.—The authority to enter into co-
22 operative agreements or partnerships pursuant to
23 paragraph (3)(K) shall cease to be effective on Sep-
24 tember 30, 2024.”.

1 (c) FUNDING.—Section 319F–2(f) of the Public
2 Health Service Act (42 U.S.C. 247d–6b(f)) is amended by
3 adding at the end the following:

4 “(3) SUPPLY CHAIN ELASTICITY.—

5 “(A) IN GENERAL.—For the purpose of
6 carrying out subsection (a)(3)(K), there is au-
7 thorized to be appropriated \$500,000,000 for
8 each of fiscal years 2021 through 2024, to re-
9 main available until expended.

10 “(B) RELATION TO OTHER AMOUNTS.—

11 The amount authorized to be appropriated by
12 subparagraph (A) for the purpose of carrying
13 out subsection (a)(3)(K) is in addition to any
14 other amounts available for such purpose.”.

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