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(Original Signature of Member)

116TH CONGRESS
2D SESSION

H. R. _____

To authorize the Secretary of Health and Human Services to award grants to States to expand or maintain a strategic stockpile of products deemed to be essential in the event of a public health emergency, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CARTER of Georgia introduced the following bill; which was referred to the Committee on _____

A BILL

To authorize the Secretary of Health and Human Services to award grants to States to expand or maintain a strategic stockpile of products deemed to be essential in the event of a public health emergency, 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 “State Stockpile Read-
5 ness Act of 2020”.

1 **SEC. 2. GRANTS FOR STATE STRATEGIC STOCKPILES.**

2 Title III of the Public Health Service Act is amended
3 by inserting after section 319F–4 of such Act (42 U.S.C.
4 247d–6e) the following new section:

5 **“SEC. 319F-5. GRANTS FOR STATE STRATEGIC STOCKPILES.**

6 “(a) IN GENERAL.—The Secretary may establish a
7 pilot program consisting of awarding grants to States to
8 expand or maintain a strategic stockpile of commercially
9 available drugs, medical equipment, personal protective
10 equipment, and other products deemed by the State to be
11 essential in the event of a public health emergency.

12 “(b) ALLOWABLE USE OF FUNDS.—

13 “(1) USES.—A State receiving a grant under
14 this section may use the grant funds to—

15 “(A) acquire commercially available prod-
16 ucts listed pursuant to paragraph (2) for inclu-
17 sion in the State’s strategic stockpile;

18 “(B) store, maintain, and distribute prod-
19 ucts in such stockpile; and

20 “(C) conduct planning in connection with
21 such activities.

22 “(2) LIST.—The Secretary shall develop and
23 publish a list of the products that are eligible, as de-
24 scribed in subsection (a), for inclusion in a State’s
25 strategic stockpile using funds received under this
26 section.

1 “(3) CONSULTATION.—In developing the list
2 under paragraph (2) and otherwise determining the
3 allowable uses of grant funds under this section, the
4 Secretary shall consult with States and relevant
5 stakeholders, including public health organizations.

6 “(c) FUNDING REQUIREMENT.—The Secretary may
7 not obligate or expend any funds to award grants or fund
8 any previously awarded grants under this section for a fis-
9 cal year unless the total amount made available to carry
10 out section 319F–2 for such fiscal year is equal to or
11 greater than the total amount of funds made available to
12 carry out section 319F–2 for fiscal year 2020.

13 “(d) MATCHING FUNDS.—

14 “(1) IN GENERAL.—With respect to the costs of
15 expanding and maintaining a strategic stockpile
16 through a grant under this section, as a condition on
17 receipt of the grant, a State shall make available (di-
18 rectly) non-Federal contributions in cash toward
19 such costs in an amount that is equal to not less
20 than the amount of Federal funds provided through
21 the grant.

22 “(2) WAIVER.—The Secretary may waive the
23 requirement of paragraph (1) with respect to a State
24 for the first two years of the State receiving a grant
25 under this section if the Secretary determines that

1 such waiver is needed for the State to establish a
2 strategic stockpile described in subsection (a).

3 “(e) TECHNICAL ASSISTANCE.—The Secretary shall
4 provide technical assistance to States in establishing, ex-
5 panding, and maintaining a stockpile described in sub-
6 section (a).

7 “(f) DEFINITION.—In this section, the term ‘drug’
8 has the meaning given to that term in section 201 of the
9 Federal Food, Drug, and Cosmetic Act.

10 “(g) AUTHORIZATION OF APPROPRIATIONS.—To
11 carry out this section, there is authorized to be appro-
12 priated \$3,500,000,000 for each of fiscal years 2020
13 through 2023, to remain available until expended.

14 “(h) SUNSET.—The authority vested by this section
15 terminates at the end of fiscal year 2023.”.