

117TH CONGRESS  
1ST SESSION

# H. R. 2006

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.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 2021

Mr. CARTER of Georgia (for himself and Mr. O'HALLERAN) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## 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 Readiness Act of 2021”.

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 2021.

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 2021  
13       through 2024, to remain available until expended.

14       “(h) SUNSET.—The authority vested by this section  
15       terminates at the end of fiscal year 2024.”.

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