

117TH CONGRESS
2D SESSION

H. R. 9303

To direct the Secretary of Health and Human Services, in consultation with the Secretary of State, to formulate a strategy for the Federal Government to secure support from foreign countries, multilateral organizations, and other appropriate entities to facilitate the development and commercialization of qualified pandemic or epidemic products, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2022

Mr. LEVIN of California (for himself and Mr. FERGUSON) introduced the following bill; which was referred to the Committee on Foreign Affairs

A BILL

To direct the Secretary of Health and Human Services, in consultation with the Secretary of State, to formulate a strategy for the Federal Government to secure support from foreign countries, multilateral organizations, and other appropriate entities to facilitate the development and commercialization of qualified pandemic or epidemic products, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Saving Us from Pan-
3 demic Era Resistance by Building a Unified Global Strat-
4 egy Act of 2022” or the “SUPER BUGS Act of 2022”.

5 **SEC. 2. INTERNATIONAL STRATEGY FOR DEVELOPMENT OF**
6 **QUALIFIED PANDEMIC OR EPIDEMIC PROD-**
7 **UCTS.**

8 (a) STRATEGY.—

9 (1) IN GENERAL.—Not later than 18 months
10 after the date of enactment of this Act, the Sec-
11 retary of Health and Human Services, in consulta-
12 tion with the Secretary of State, shall—

13 (A) formulate a strategy for the Federal
14 Government to secure support from foreign
15 countries, multilateral organizations, and other
16 appropriate entities to facilitate the develop-
17 ment and commercialization of qualified pan-
18 demic or epidemic products, including such
19 products to address antimicrobial resistant
20 pathogens—

21 (i) with pandemic potential; or

22 (ii) that are priority pathogens; and

23 (B) submit such strategy to the appro-
24 priate committees of Congress.

25 (2) CONTENTS.—The strategy under paragraph
26 (1) shall—

1 (A) provide for the process the Federal
2 Government would use to enter into arrange-
3 ments with foreign countries, multilateral orga-
4 nizations, and other appropriate entities in cer-
5 tain circumstances;

6 (B) strive to secure equitable contributions
7 among participating countries, organizations,
8 and entities;

9 (C) focus on global priorities but allow par-
10 ticipating countries, organizations, and entities
11 to emphasize national or regional issues of im-
12 portance;

13 (D) seek to ensure such arrangements are
14 harmonized with each other and with other rel-
15 evant arrangements to prevent duplication of
16 effort and to efficiently distribute funds;

17 (E) provide for collaboration so as to allo-
18 cate joint or individual responsibility across
19 participating countries, organizations, and enti-
20 ties for the development and commercialization
21 of particular qualified pandemic or epidemic
22 products, where such collaboration is spelled
23 out beforehand in such arrangements;

1 (F) provide for the stewardship of qualified
2 pandemic or epidemic products developed pur-
3 suant to the strategy;

4 (G) define criteria so that scarce funds are
5 allocated to advance qualified pandemic or epi-
6 demic products that can achieve the greatest
7 positive impact on human health, including un-
8 precedented approaches to preventing, treating,
9 and diagnosing infectious diseases;

10 (H) consider approaches including securing
11 contracts with the private sector, entering into
12 public-private partnerships, implementing alter-
13 native payment models, and streamlining regu-
14 latory approval processes; and

15 (I) be synchronized with United States
16 pandemic preparedness priorities, such as the
17 U.S. National Action Plan for Combating Anti-
18 biotic-Resistant Bacteria (CARB).

19 (b) ARRANGEMENTS WITH FOREIGN COUNTRIES
20 AND MULTILATERAL ORGANIZATIONS.—The Secretary of
21 Health and Human Services, in consultation with the Sec-
22 retary of State, shall seek to enter into arrangements with
23 foreign countries, multilateral organizations, and other ap-
24 propriate entities to implement the strategy under sub-
25 section (a).

1 (c) DEFINITION.—In this section:

2 (1) The term “priority pathogens” means
3 pathogens identified in the latest Centers for Dis-
4 ease Control and Prevention Antimicrobial Threats
5 Report, the World Health Organization Global Pri-
6 ority Pathogens List, or a successor report or list.

7 (2) The term “qualified pandemic or epidemic
8 product” has the meaning given to such term in sec-
9 tion 319F–3 of the Public Health Service Act (42
10 U.S.C. 247d–6b).

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