

117TH CONGRESS
1ST SESSION

H. R. 6305

To ensure the security of biomedical research, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2021

Mr. HUDSON (for himself and Mr. TRONE) introduced the following bill; which
was referred to the Committee on Energy and Commerce

A BILL

To ensure the security of biomedical research, 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 “Protect America’s Bio-
5 medical Research Enterprise Act of 2021”.

6 **SEC. 2. PROTECTING AMERICA’S BIOMEDICAL RESEARCH**
7 **ENTERPRISE.**

8 (a) IN GENERAL.—The Secretary of Health and
9 Human Services (referred to in this section as the “Sec-
10 retary”), in collaboration with Assistant to the President
11 for National Security Affairs, the Director of National In-

1 telligence, the Director of the Federal Bureau of Inves-
2 tigation, and the heads of other relevant departments and
3 agencies, and in consultation with research institutions
4 and research advocacy organizations or other relevant ex-
5 perts, as appropriate, shall—

6 (1) identify ways to improve the protection of
7 intellectual property and other proprietary informa-
8 tion, as well as identifiable, sensitive information of
9 participants in biomedical research and development,
10 from national security risks and other applicable
11 threats, including the identification of gaps in poli-
12 cies and procedures in such areas related to bio-
13 medical research and development supported by the
14 Department of Health and Human Services and bio-
15 medical research supported by other agencies as ap-
16 plicable, and make recommendations to institutions
17 of higher education or other entities that have tradi-
18 tionally received Federal funding for biomedical re-
19 search to protect such information;

20 (2) identify or develop strategies to prevent,
21 mitigate, and address national security threats in
22 biomedical research and development supported by
23 the Federal Government, including such threats as-
24 sociated with foreign talent programs, by countries
25 seeking to exploit United States technology and

1 other proprietary information as it relates to such
2 biomedical research and development;

3 (3) identify national security risks and potential
4 misuse of proprietary information, and identifiable,
5 sensitive information of biomedical research partici-
6 pants and other applicable risks, including with re-
7 spect to peer review, and make recommendations for
8 additional policies and procedures to protect such in-
9 formation;

10 (4) develop a framework to identify areas of
11 biomedical research and development supported by
12 the Federal Government that are emerging areas of
13 interest for state actors and would compromise na-
14 tional security if they were to be subjected to undue
15 foreign influence; and

16 (5) regularly review recommendations or poli-
17 cies developed under this section and make addi-
18 tional recommendations or updates, as appropriate.

19 (b) REPORT TO PRESIDENT AND TO CONGRESS.—
20 Not later than 1 year after the date of enactment of this
21 Act, the Secretary shall prepare and submit, in a manner
22 that does not compromise national security, to the Presi-
23 dent and the Committee on Health, Education, Labor, and
24 Pensions and the Select Committee on Intelligence of the
25 Senate, the Committee on Energy and Commerce and the

1 Permanent Select Committee on Intelligence of the House
2 of Representatives, and other congressional committees as
3 appropriate, a report on the findings and recommenda-
4 tions pursuant to subsection (a).

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