

117TH CONGRESS  
1ST SESSION

# H. R. 2036

To direct the Secretary of Health and Human Services, in consultation with the Secretary of State, to formulate a strategy for entering into agreements with foreign countries to develop and commercialize new drugs to address pandemics, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 18, 2021

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

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## A BILL

To direct the Secretary of Health and Human Services, in consultation with the Secretary of State, to formulate a strategy for entering into agreements with foreign countries to develop and commercialize new drugs to address pandemics, 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 “Saving Us from Pan-  
5 demic Era Resistance by Building a Unified Global Strat-  
6 egy Act of 2021” or the “SUPER BUGS Act of 2021”.

1 **SEC. 2. INTERNATIONAL STRATEGY FOR DEVELOPMENT OF**  
2 **NEW DRUGS TO ADDRESS PANDEMICS.**

3 (a) STRATEGY.—

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

8 (A) formulate a strategy for entering into  
9 agreements with foreign countries to help to de-  
10 velop and commercialize (including through  
11 contracts with the private sector) new drugs to  
12 address pandemics, including antimicrobial  
13 drugs; and

14 (B) submit such strategy to the Congress.

15 (2) CONTENTS.—The strategy under paragraph  
16 (1) shall—

17 (A) provide for the harmonization of agree-  
18 ments and contracts described in paragraph  
19 (1)(A);

20 (B) allow such countries to emphasize na-  
21 tional or regional issues of importance; and

22 (C) provide for collaboration among such  
23 countries, so as to allocate joint or individual  
24 responsibility across such countries for the de-  
25 velopment and commercialization of particular  
26 drugs.

1       (b) AGREEMENTS WITH FOREIGN COUNTRIES.—The  
2 Secretary of Health and Human Services, in consultation  
3 with the Secretary of State, shall seek to enter into agree-  
4 ments with foreign countries to implement the strategy  
5 under subsection (a).

6       (c) DEFINITION.—In this section, the term “anti-  
7 microbial drug” means—

8           (1) an antibiotic drug, as defined in section  
9       201(jj) of the Federal Food, Drug, and Cosmetic  
10      Act (21 U.S.C. 321(jj)); or

11          (2) a biological product, as defined in section  
12      351(i) of the Public Health Service Act (42 U.S.C.  
13      262(i)), that exhibits antimicrobial activity.

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