AMENDMENT TO RULES COMMITTEE PRINT 117-31

OFFERED BY MR. HUDSON OF NORTH CAROLINA

Page 641, after line 22, insert the following:

Subtitle G—Protect America’s Biomedical Research Enterprise

SEC. 10671. PROTECTING AMERICA’S BIOMEDICAL RESEARCH ENTERPRISE.

(a) In General.—The Secretary of Health and Human Services (referred to in this section as the “Secretary”), in collaboration with Assistant to the President for National Security Affairs, the Director of National Intelligence, the Director of the Federal Bureau of Investigation, and the heads of other relevant departments and agencies, and in consultation with research institutions and research advocacy organizations or other relevant experts, as appropriate, shall—

(1) identify ways to improve the protection of intellectual property and other proprietary information, as well as identifiable, sensitive information of participants in biomedical research and development, from national security risks and other applicable threats, including the identification of gaps in poli-
cies and procedures in such areas related to bio-
medical research and development supported by the
Department of Health and Human Services and bio-
medical research supported by other agencies as ap-
licable, and make recommendations to institutions
of higher education or other entities that have tradi-
tionally received Federal funding for biomedical re-
search to protect such information;

(2) identify or develop strategies to prevent,
mitigate, and address national security threats in
biomedical research and development supported by
the Federal Government, including such threats as-
associated with foreign talent programs, by countries
seeking to exploit United States technology and
other proprietary information as it relates to such
biomedical research and development;

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

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

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

(b) REPORT TO PRESIDENT AND TO CONGRESS.—
Not later than 1 year after the date of enactment of this
Act, the Secretary shall prepare and submit, in a manner
that does not compromise national security, to the Presi-
dent and the Committee on Health, Education, Labor, and
Pensions and the Select Committee on Intelligence of the
Senate, the Committee on Energy and Commerce and the
Permanent Select Committee on Intelligence of the House
of Representatives, and other congressional committees as
appropriate, a report on the findings and recommenda-
tions pursuant to subsection (a).