

**AMENDMENT TO RULES COMMITTEE PRINT 116–**

**57**

**OFFERED BY MR. CROW OF COLORADO**

At the end of subtitle E of title III, insert the following:

1 **SEC. 3\_\_\_. CLARIFICATION OF NATIONAL BIODEFENSE**  
2 **STRATEGY.**

3 (a) IN GENERAL.—The Secretary of Health and  
4 Human Services, in cooperation with the Biodefense  
5 Steering Committee, shall clarify the national biodefense  
6 strategy and associated implementation plan developed  
7 under section 1086 of the National Defense Authorization  
8 Act for Fiscal Year 2017 (6 U.S.C. 104) to clearly docu-  
9 ment agreed-upon processes, roles, and responsibilities for  
10 making and enforcing enterprise-wide decisions.

11 (b) SPECIFIC CLARIFICATIONS.—In carrying out sub-  
12 section (a), the Secretary of Health and Human Services  
13 shall work with the head of each agency participating in  
14 the Biodefense Steering Committee, including the Admin-  
15 istrator of the Federal Emergency Management Agency,  
16 to—

17 (1) enter into a memorandum of understanding,  
18 or take such other action as is necessary, to describe

1 the roles and responsibilities of the Federal depart-  
2 ments and agencies, including internal and external  
3 coordination procedures, in identifying and sharing  
4 information, as described in section 1086(b)(4) of  
5 the National Defense Authorization Act for Fiscal  
6 Year 2017 (6 U.S.C. 104(b)(4));

7 (2) clarify roles, responsibilities, and processes  
8 for decisionmaking that involves shifting resources  
9 across agency boundaries to more effectively or effi-  
10 ciently address enterprise-wide risk;

11 (3) prepare an inventory and assessment of all  
12 existing strategies, plans, policies, laws, and inter-  
13 agency agreements with respect to biodefense;

14 (4) establish a resource plan to staff, support,  
15 and sustain the efforts of the Biodefense Coordina-  
16 tion Team;

17 (5) clearly document guidance and methods for  
18 analyzing the data collected from agencies to include  
19 non-Federal resources and capabilities; and

20 (6) not later than 90 days after the date of en-  
21 actment of this Act, report to the appropriate con-  
22 gressional committees on possible implementation  
23 strategies, that will effectively and efficiently en-  
24 hance information-sharing activities on biosurveil-  
25 lance data integration as identified in the national

1 biodefense strategy and associated implementation  
2 plan described in subsection (a).

3 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-  
4 FINED.—In this section, the term “appropriate congress-  
5 sional committees” means the following:

6 (1) The Committees on Armed Services of the  
7 House of Representatives and the Senate.

8 (2) The Committees on Appropriations of the  
9 House of Representatives and the Senate.

10 (3) The Committee on Energy and Commerce  
11 of the House of Representatives and the Committee  
12 on Health, Education, Labor, and Pensions of the  
13 Senate.

14 (4) The Committee on Homeland Security of  
15 the House of Representatives and the Committee on  
16 Homeland Security and Governmental Affairs of the  
17 Senate.

18 (5) The Committee on Agriculture of the House  
19 of Representatives and the Committee on Agri-  
20 culture, Nutrition, and Forestry of the Senate.

21 **SEC. 3 \_\_\_\_. REPORT ON BIODEFENSE.**

22 Not later than 180 days after the date of the enact-  
23 ment of this Act, the Secretary of Defense shall submit  
24 to the congressional defense committees a report that in-  
25 cludes—

1           (1) a description of the roles and responsibil-  
2           ities of Department of Defense entities with respon-  
3           sibility for biodefense or pandemic preparedness and  
4           response, including logistical support;

5           (2) an updated Department of Defense imple-  
6           mentation plan for biodefense and pandemic re-  
7           sponse operations that includes a separation of ac-  
8           tivities conducted under title 10, United States  
9           Code, and activities conducted under title 32, United  
10          States Code; and

11          (3) recommendations for solving gaps in au-  
12          thorities or organizational structures that have in-  
13          hibited COVID-19 response efforts.

