

118TH CONGRESS
1ST SESSION

H. R. 4458

To amend title III of the Public Health Service Act to provide for clarity with respect to the duration of contracts for procurement of supplies for the Strategic National Stockpile, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 3, 2023

Mr. GRIFFITH introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title III of the Public Health Service Act to provide for clarity with respect to the duration of contracts for procurement of supplies for the Strategic National Stockpile, 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 “Improving Contract
5 Transparency for the SNS Act”.

1 **SEC. 2. STRATEGIC NATIONAL STOCKPILE PROCUREMENT**

2 **CONTRACT DURATION.**

3 Section 319F–2(a) of the Public Health Service Act
4 (42 U.S.C. 247d–6b(a)) is amended by adding at the end
5 the following:

6 “(8) **PROCUREMENT CONTRACT DURATION.**—

7 “(A) **IN GENERAL.**—A contract for the
8 procurement of a drug, vaccine or other biologi-
9 cal product, medical device, or other supplies
10 for the stockpile under paragraph (1) shall be
11 for a period not to exceed five years, except
12 that, in first awarding the contract, the Sec-
13 retary may provide for a longer duration, not
14 exceeding 10 years, if the Secretary determines
15 that complexities or other difficulties in per-
16 formance under the contract justify such a pe-
17 riod. The contract shall be renewable for addi-
18 tional periods, none of which shall exceed five
19 years.

20 “(B) **NOTIFICATION.**—The Secretary shall
21 notify—

22 “(i) the Committee on Appropriations
23 and the Committee on Energy and Com-
24 merce of the House of Representatives and
25 the Committee on Appropriations and the
26 Committee on Health, Education, Labor,

1 and Pensions of the Senate upon a deter-
2 mination by the Secretary to modify,
3 renew, extend, or terminate a contract re-
4 ferred to in subparagraph (A); and

5 “(ii) the relevant vendor within 90
6 days of a determination by the Secretary
7 to modify, renew, extend, or terminate
8 such a contract.”.

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