

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To authorize the establishment and maintenance of a national strategic stockpile of personal protective equipment for first responders.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.**

**S. 4210**

To amend the Homeland Security Act of 2002 to authorize the transfer of certain equipment during a public health emergency, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SCOTT of Florida

Viz:

1 At the end, add the following:

2 **SEC. 3. NATIONAL STRATEGIC STOCKPILE OF PERSONAL**

3 **PROTECTIVE EQUIPMENT FOR FIRST RE-**

4 **SPONDERS.**

5 (a) IN GENERAL.—Title V of the Homeland Security

6 Act of 2002 (6 U.S.C. 311 et seq.), as amended by section

7 2, is amended by adding at the end the following:

1 **“SEC. 530. NATIONAL STRATEGIC STOCKPILE OF PERSONAL**  
2 **PROTECTIVE EQUIPMENT FOR FIRST RE-**  
3 **SPONDERS.**

4 “(a) DEFINITIONS.—In this section—

5 “(1) the term ‘first responder’ means a ‘public  
6 safety officer’ as defined in section 1204 of title I  
7 of the Omnibus Crime Control and Safe Streets Act  
8 of 1968 (34 U.S.C. 10284); and

9 “(2) the term ‘personal protective equipment’  
10 includes protective clothing, helmets, gloves, face  
11 shields, goggles, face masks, and other supplies or  
12 equipment designed to protect the wearer from in-  
13 jury or the spread of infection or illness as the Sec-  
14 retary determines appropriate.

15 “(b) AUTHORIZATION.—

16 “(1) IN GENERAL.—The Secretary may—

17 “(A) establish and maintain a stockpile of  
18 personal protective equipment for use by first  
19 responders during an emergency declared under  
20 section 501(b) of the Robert T. Stafford Dis-  
21 aster Relief and Emergency Assistance Act (42  
22 U.S.C. 5191(b)) or under the National Emer-  
23 gencies Act (50 U.S.C. 1601 et seq.); and

24 “(B) make such personal protective equip-  
25 ment available, on a reimbursable basis, to first  
26 responder agencies.

1           “(2) DETERMINATION OF SECRETARY.—The  
2           Secretary shall, in consultation with the Secretary of  
3           Health and Human Services, determine what quan-  
4           tities of equipment shall be appropriate to maintain  
5           the stockpile authorized under paragraph (1).

6           “(c) REIMBURSEMENT.—In lieu of reimbursement  
7           from a first responder agency under subsection (b), the  
8           Secretary may accept reimbursement from the State, or  
9           political subdivision thereof, in which the first responder  
10          agency is located.

11          “(d) REPORT.—Not later than 1 year after the date  
12          of enactment of this section, the Secretary shall submit  
13          to Congress a report on the progress made on establishing  
14          a stockpile under this section, including the quantity of  
15          materials that have been obtained and a description of the  
16          plans of the Department to maintain the stockpile.”.

17          (b) TECHNICAL AND CONFORMING AMENDMENT.—  
18          The table of contents in section 1(b) of the Homeland Se-  
19          curity Act of 2002 (Public Law 107–296; 116 Stat. 2135),  
20          as amended by section 2, is amended by inserting after  
21          the item relating to section 528 the following:

          “Sec. 530. National strategic stockpile of personal protective equipment for  
          first responders.”.