

116TH CONGRESS
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S. 4158

To examine the extent of the reliance of the United States on foreign producers for personal protective equipment during the COVID–19 pandemic and produce recommendations to secure the supply chain of personal protective equipment.

IN THE SENATE OF THE UNITED STATES

JULY 2, 2020

Mr. HAWLEY introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To examine the extent of the reliance of the United States on foreign producers for personal protective equipment during the COVID–19 pandemic and produce recommendations to secure the supply chain of personal protective equipment.

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 “PPE Supply Chain
5 Transparency Act of 2020”.

1 **SEC. 2. REPORT.**

2 (a) DEFINITION.—In this section, the terms “per-
3 sonal protective equipment” and “PPE” means protective
4 clothing, helmets, gloves, face shields, goggles, facemasks,
5 and other equipment designed to protect the wearer from
6 injury or the spread of infection or illness, as determined
7 by the Commissioner of Food and Drugs.

8 (b) REPORT.—Not later than 90 days after the date
9 of enactment of this Act, the Administrator of the Federal
10 Emergency Management Agency shall, in consultation
11 with the Secretary of Health and Human Services, submit
12 to the Committee on Homeland Security and Govern-
13 mental Affairs of the Senate and the Committee on Home-
14 land Security of the House of Representatives, and make
15 publicly available, a report examining the security and re-
16 silience of the supply chain for personal protective equip-
17 ment during the COVID–19 pandemic.

18 (c) CONTENTS.—The report required under sub-
19 section (a) shall—

20 (1) detail the volume and percentage of each
21 type of PPE distributed by, or at the direction of,
22 the Federal Emergency Management Agency for
23 COVID–19 response efforts purchased or otherwise
24 acquired or controlled in the delivery from a pro-
25 ducer located outside the United States;

1 (2) detail the volume and percentage of each
2 type of PPE distributed by, or at the direction of,
3 the Federal Emergency Management Agency for
4 COVID–19 response efforts purchased or otherwise
5 acquired or controlled in the delivery from a pro-
6 ducer located in the United States;

7 (3) detail the volume and percentage of PPE
8 imports acquired or controlled by the Federal Emer-
9 gency Management Agency from a producer located
10 in the People’s Republic of China, which may in-
11 clude any relevant information collected on defective
12 PPE acquired from Chinese producers;

13 (4) detail any challenges and obstacles related
14 to procuring PPE from a producer not located in the
15 United States during the COVID–19 pandemic, in-
16 cluding export controls by foreign nations;

17 (5) forecast domestic demand for PPE on a
18 monthly basis over the 1-year period beginning on
19 the date of enactment of this Act;

20 (6) analyze whether domestic production of
21 each type of PPE is sufficient to meet demand fore-
22 casted under paragraph (5); and

23 (7) include legislative recommendations to se-
24 cure the supply chain of PPE, including rec-
25 ommendations to—

- 1 (A) improve resiliency in the supply chain
2 of PPE;
3 (B) increase domestic production of PPE;
4 and
5 (C) reduce the reliance of the United
6 States on foreign producers of PPE.

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