

117TH CONGRESS
2D SESSION

H. R. 9205

To allow certain public health funds appropriated by the American Rescue Plan Act of 2021 to be used to address the monkeypox public health emergency.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 21, 2022

Mr. CASTEN introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Reform, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To allow certain public health funds appropriated by the American Rescue Plan Act of 2021 to be used to address the monkeypox public health emergency.

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 “Public Health Emer-
5 gency Flexibility Act of 2022”.

1 **SEC. 2. FUNDING FOR ADDRESSING MONKEYPOX PUBLIC**
2 **HEALTH EMERGENCY.**

3 (a) USE BY RESPECTIVE SECRETARIES.—Covered
4 funds may, without further appropriation, be used by the
5 respective Secretary with respect to monkeypox to the
6 same extent and in the same manner as such funds are
7 authorized to be used with respect to COVID–19.

8 (b) USE BY CERTAIN AWARDEES.—Notwithstanding
9 the terms of any award of covered funds that was made
10 before the date of enactment of this Act to a State, local,
11 Tribal, or territorial government, such government may
12 use such award with respect to monkeypox to the same
13 extent and in the same manner as such award is author-
14 ized to be used with respect to COVID–19.

15 (c) DEFINITIONS.—In this section:

16 (1) The term “covered funds” means funds
17 that—

18 (A) were appropriated by subtitle D, E, F,
19 G, or H of title II, or subtitle M or N of title
20 IX, of the American Rescue Plan Act of 2021
21 (Public Law 117–2), as amended; and

22 (B) have not been otherwise obligated or
23 expended.

1 (2) The term “respective Secretary” means the
2 Secretary to which the covered funds were appro-
3 priated.

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