

tials, licenses, accreditations, or hospital privileges.

(k) Authorization of appropriations

For the purpose of carrying out this section, there are authorized to be appropriated \$5,000,000 for each of fiscal years 2019 through 2023.

(July 1, 1944, ch. 373, title III, §319I, as added Pub. L. 107-188, title I, §107, June 12, 2002, 116 Stat. 608; amended Pub. L. 109-417, title III, §303(b), Dec. 19, 2006, 120 Stat. 2857; Pub. L. 113-5, title II, §203(b)(1), Mar. 13, 2013, 127 Stat. 175; Pub. L. 116-22, title II, §207(a), June 24, 2019, 133 Stat. 926.)

Editorial Notes

AMENDMENTS

2019—Pub. L. 116-22, §207(a)(1), substituted “volunteer health professional” for “health professions volunteers” in section catchline.

Subsec. (a). Pub. L. 116-22, §207(a)(2), inserted at end “Such health care professionals may include members of the National Disaster Medical System, members of the Medical Reserve Corps, and individual health care professionals.”

Subsec. (i). Pub. L. 116-22, §207(a)(3), inserted at end “In order to inform the development of such mechanisms by States, the Secretary shall make available information and material provided by States that have developed mechanisms to waive the application of licensing requirements to applicable health professionals seeking to provide medical services during a public health emergency. Such information shall be made publicly available in a manner that does not compromise national security.”

Subsec. (k). Pub. L. 116-22, §207(a)(4), substituted “2019 through 2023” for “2014 through 2018”.

2013—Subsec. (k). Pub. L. 113-5 substituted “\$5,000,000 for each of fiscal years 2014 through 2018” for “\$2,000,000 for fiscal year 2002, and such sums as may be necessary for each of the fiscal years 2003 through 2011”.

2006—Subsecs. (a), (b). Pub. L. 109-417, §303(b)(2), added subsecs. (a) and (b) and struck out former subsecs. (a) and (b) which related to establishment of a verification system and provisions regarding its promptness and efficiency.

Subsec. (c). Pub. L. 109-417, §303(b)(3), substituted “network” for “system”.

Subsecs. (d) to (k). Pub. L. 109-417, §303(b)(1), (4), (5), added subsecs. (d) to (i), redesignated former subsecs. (e) and (f) as (j) and (k), respectively, substituted “2011” for “2006” in subsec. (k), and struck out heading and text of former subsec. (d). Text read as follows: “The Secretary may encourage each State to provide legal authority during a public health emergency for health professionals authorized in another State to provide certain health services to provide such health services in the State.”

§ 247d-7c. Supplies and services in lieu of award funds

(a) In general

Upon the request of a recipient of an award under any of sections 247d through 247d-7b of this title or section 247d-7d of this title, the Secretary may, subject to subsection (b), provide supplies, equipment, and services for the purpose of aiding the recipient in carrying out the purposes for which the award is made and, for such purposes, may detail to the recipient any officer or employee of the Department of Health and Human Services.

(b) Corresponding reduction in payments

With respect to a request described in subsection (a), the Secretary shall reduce the

amount of payments under the award involved by an amount equal to the costs of detailing personnel and the fair market value of any supplies, equipment, or services provided by the Secretary. The Secretary shall, for the payment of expenses incurred in complying with such request, expend the amounts withheld.

(July 1, 1944, ch. 373, title III, §319J, as added Pub. L. 107-188, title I, §110, June 12, 2002, 116 Stat. 611.)

§ 247d-7d. Security for countermeasure development and production

(a) In general

The Secretary, in consultation with the Attorney General and the Secretary of Defense, may provide technical or other assistance to provide security to persons or facilities that conduct development, production, distribution, or storage of priority countermeasures (as defined in section 247d-6(e)(4) of this title).

(b) Guidelines

The Secretary may develop guidelines to enable entities eligible to receive assistance under subsection (a) to secure their facilities against potential terrorist attack.

(July 1, 1944, ch. 373, title III, §319K, as added Pub. L. 107-188, title I, §124, June 12, 2002, 116 Stat. 614; amended Pub. L. 116-22, title VII, §705(a)(2), June 24, 2019, 133 Stat. 964.)

Editorial Notes

AMENDMENTS

2019—Subsec. (a). Pub. L. 116-22 substituted “section 247d-6(e)(4)” for “section 247d-6(h)(4)”.

§ 247d-7e. Biomedical Advanced Research and Development Authority

(a) Definitions

In this section:

(1) BARDA

The term “BARDA” means the Biomedical Advanced Research and Development Authority.

(2) Fund

The term “Fund” means the Biodefense Medical Countermeasure Development Fund established under subsection (d).

(3) Other transactions

The term “other transactions” means transactions, other than procurement contracts, grants, and cooperative agreements.

(4) Qualified countermeasure

The term “qualified countermeasure” has the meaning given such term in section 247d-6a of this title.

(5) Qualified pandemic or epidemic product

The term “qualified pandemic or epidemic product” has the meaning given the term in section 247d-6d of this title.

(6) Advanced research and development

(A) In general

The term “advanced research and development” means, with respect to a product that