

117TH CONGRESS
1ST SESSION

H. R. 5857

To amend the Public Health Service Act to enhance the national strategy for combating and eliminating tuberculosis, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2021

Mr. BERA (for himself and Mr. YOUNG) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to enhance the national strategy for combating and eliminating tuberculosis, 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 “Comprehensive TB
5 Elimination Act of 2021”.

6 **SEC. 2. NATIONAL STRATEGY FOR COMBATING AND ELIMI-**
7 **NATING TUBERCULOSIS.**

8 (a) IN GENERAL.—Section 317E of the Public
9 Health Service Act (42 U.S.C. 247b–6) is amended—

10 (1) in subsection (a)—

1 (A) by striking “The Secretary” and in-
2 serting the following:

3 “(1) GRANTS.—The Secretary”; and

4 (B) by adding at the end the following:

5 “(2) PRIORITY.—In making grants under this
6 subsection, the Secretary may give priority to State
7 health departments proposing to focus on the pre-
8 vention, control, and elimination of tuberculosis in
9 high-risk populations, including foreign-born, home-
10 less, incarcerated, HIV-tuberculosis co-infected, and
11 medically underserved populations.”;

12 (2) in subsection (b)—

13 (A) in paragraph (3)—

14 (i) in subparagraph (C), by redesign-
15 ating clauses (i) and (ii) as subclauses (I)
16 and (II), respectively, and adjusting the
17 margins accordingly; and

18 (ii) by redesignating subparagraphs
19 (A) through (F) as clauses (i) through (vi),
20 respectively, and adjusting the margins ac-
21 cordingly;

22 (B) by redesignating paragraphs (1)
23 through (8) as subparagraphs (A) through (H),
24 respectively, and adjusting the margins accord-
25 ingly;

1 (C) in the matter preceding subparagraph
2 (A), as so redesignated, by striking “With re-
3 spect to” and inserting the following:

4 “(1) IN GENERAL.—With respect to”;

5 (D) by striking subparagraph (B), as so
6 redesignated, and inserting the following:

7 “(B) Research, investigations, experiments,
8 demonstrations, and studies in the health
9 sciences that are related to—

10 “(i) the development of new tools, in-
11 cluding vaccines and antimicrobial drugs,
12 to prevent and treat tuberculosis;

13 “(ii) novel therapeutics for special
14 populations, including pediatric popu-
15 lations, immunosuppressed individuals, and
16 pregnant women;

17 “(iii) the development or testing of
18 medical diagnostics to detect tuberculosis;

19 “(iv) research to address the epidemi-
20 ology, mechanisms, and pathogenesis of tu-
21 berculosis;

22 “(v) public health interventions to ad-
23 dress the prevention, treatment, and con-
24 trol of tuberculosis, such as directly ob-

1 served therapy and non-pharmaceutical
2 intervention;

3 “(vi) methods to enhance detection
4 and response to outbreaks of tuberculosis,
5 including multidrug resistant tuberculosis;
6 and

7 “(vii) other relevant research areas.”;

8 (E) in subparagraph (C), as so redesignated—
9

10 (i) by redesignating clause (vi), as so
11 redesignated, as clause (vii);

12 (ii) in clause (v), as so redesignated,
13 by striking “; and” and inserting “;”; and

14 (iii) by inserting after clause (v), as so
15 redesignated, the following:

16 “(vi) the intensification of efforts to
17 prevent, detect, and treat latent tuber-
18 culosis; and”;

19 (F) in subparagraph (D), as so redesignated,
20 by inserting before the period the fol-
21 lowing: “, including public awareness campaigns
22 and development of educational, risk, and
23 media communications, using materials in lan-
24 guages appropriate to target audiences.”;

1 (G) in subparagraph (F), as so redesignated,
2 nated, by striking “paragraphs (1) through
3 (4)” and inserting “subparagraphs (A) through
4 (D)”;

5 (H) by adding at the end the following:

6 “(2) SELECTION.—In carrying out the activities
7 described in paragraph (1), the Secretary—

8 “(A) is encouraged to give priority to pro-
9 grammatically relevant research so that new
10 tools can be utilized in public health practice;
11 and

12 “(B) may seek input from the Biomedical
13 Advanced Research and Development Authority
14 in identifying novel candidates to utilize in the
15 efforts under this subsection to prevent, diag-
16 nose, and control tuberculosis.”;

17 (3) by redesignating subsections (c) through (h)
18 as subsections (d) through (i), respectively;

19 (4) by inserting after subsection (b) the fol-
20 lowing—

21 “(c) GRANTS FOR COORDINATION OF PROGRAMS AND
22 SERVICES FOR PREVENTION, DIAGNOSIS, AND TREAT-
23 MENT.—

24 “(1) GRANTS.—The Secretary, acting through
25 the Administrator of the Health Resources and Serv-

1 ices Administration, may award grants to State and
2 local governments, territories, Indian Tribes, Tribal
3 organization, urban Indian health organizations,
4 health service providers to Indian Tribes, Native Ha-
5 waiian health organizations, community health cen-
6 ters, and Federally qualified health centers for co-
7 ordinating the programs and services of such entities
8 to ensure timely and appropriate prevention, risk-
9 based screening, diagnosis, and treatment of latent
10 and active tuberculosis.

11 “(2) DEFINITION.—In this subsection, the term
12 ‘Federally qualified health center’ has the meaning
13 given to such term in section 1861(aa) of the Social
14 Security Act.”;

15 (5) in subsections (d), (e), and (f), as so redes-
16 ignated, by striking “(a) or (b)” each place it ap-
17 pears and inserting “(a), (b), or (c)”;

18 (6) in subsection (g)(4), as so redesignated, by
19 adding at the end the following:

20 “(C) REPORT TO CONGRESS.—The Sec-
21 retary is encouraged to make the reports under
22 subparagraph (A), or other publications rel-
23 evant to domestic tuberculosis surveillance, pub-
24 licly available on the internet website of the
25 Centers for Disease Control and Prevention and

1 to disseminate such information to stake-
2 holders.”;

3 (7) in subsection (h), as so redesignated—

4 (A) in paragraph (1)—

5 (i) by striking “research into new
6 tools under subsection (b)(2)” and insert-
7 ing “the research, investigations, experi-
8 ments, demonstrations, and studies in
9 health science under subsection (b)(1)(B)”;

10 and

11 (ii) by inserting “ensuring access to
12 the products developed as a result of such
13 research, investigations, experiments, dem-
14 onstrations, and studies and” after “advice
15 regarding”; and

16 (B) in paragraph (3)—

17 (i) by redesignating subparagraphs
18 (D) and (E) as subparagraphs (E) and
19 (F), respectively; and

20 (ii) by inserting after subparagraph
21 (C) the following:

22 “(D) members of the Biomedical Advanced
23 Research and Development Authority;”; and

24 (8) in subsection (i)(1)(A), as so redesignated,
25 by striking “\$200,000,000” and all that follows

1 through the period and inserting “\$142,200,000 for
2 fiscal year 2022, \$195,700,000 for fiscal year 2023,
3 \$225,000,000 for fiscal year 2024, \$236,250,000 for
4 fiscal year 2025, \$248,062,500 for fiscal year 2026,
5 and \$260,465,625 for fiscal year 2027.”.

6 (b) NIH TUBERCULOSIS ACTIVITIES.—Section
7 424C(b) of the Public Health Service Act (42 U.S.C.
8 285b–7c(b)) is amended by striking paragraph (1) and in-
9 serting the following:

10 “(1) enhancing basic, clinical, and operational
11 research on tuberculosis, including with respect to—

12 “(A) drug-resistant tuberculosis;

13 “(B) infection with tuberculosis and la-
14 tency and progression of tuberculosis; and

15 “(C) pediatric tuberculosis;”.

16 **SEC. 3. GAO STUDIES.**

17 (a) TUBERCULOSIS PREVENTION AND ELIMINATION
18 STUDY.—Not later than 2 years after the date of enact-
19 ment of this Act, the Comptroller General of the United
20 States shall issue a report on the coordination of efforts
21 in the United States to—

22 (1) prevent, control, and eliminate tuberculosis;
23 and

24 (2) implement the activities under section 317E
25 of the Public Health Service Act (42 U.S.C. 247b–

1 6), as amended by this Act, and the National Action
2 Plan for Combating Multidrug-Resistant Tubercu-
3 culosis, issued in December 2015.

4 (b) STUDY ON TUBERCULOSIS ACTIVITIES.—Not
5 later than 6 months after the date of enactment of this
6 Act, the Comptroller General of the United States shall
7 issue to the Committee on Energy and Commerce of the
8 House of Representatives and the Committee on Health,
9 Education, Labor, and Pensions of the Senate a report
10 on the coordination of activities between the Food and
11 Drug Administration and the Centers for Disease Control
12 and Prevention with respect to—

13 (1) shortages of critical tuberculosis drugs in
14 the United States;

15 (2) efforts to increase the availability of pedi-
16 atric tuberculosis drug formulations in the United
17 States;

18 (3) mitigating the cost of tuberculosis drugs for
19 States, including efforts to ensure States have timely
20 access to treatments for individuals with tuber-
21 culosis; and

22 (4) consideration for the introduction in the
23 United States of pediatric tuberculosis drug formu-
24 lations that are available in foreign countries.

○