

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE
TO THE COMMITTEE PRINT FOR SUBTITLE J
OFFERED BY MR. HUDSON OF NORTH
CAROLINA**

Page 30, after line 16, insert the following:

1 **SEC. 31032. PROTECTING AMERICA'S BIOMEDICAL RE-**
2 **SEARCH ENTERPRISE.**

3 (a) IN GENERAL.—The Secretary, in collaboration
4 with Assistant to the President for National Security Af-
5 fairs, the Director of National Intelligence, the Director
6 of the Federal Bureau of Investigation, and the heads of
7 other relevant departments and agencies, and in consulta-
8 tion with research institutions and research advocacy or-
9 ganizations or other relevant experts, as appropriate,
10 shall—

11 (1) identify ways to improve the protection of
12 intellectual property and other proprietary informa-
13 tion, as well as identifiable, sensitive information of
14 participants in biomedical research and development,
15 from national security risks and other applicable
16 threats, including the identification of gaps in poli-
17 cies and procedures in such areas related to bio-

1 medical research and development supported by the
2 Department of Health and Human Services and bio-
3 medical research supported by other agencies as ap-
4 plicable, and make recommendations to institutions
5 of higher education or other entities that have tradi-
6 tionally received Federal funding for biomedical re-
7 search to protect such information;

8 (2) identify or develop strategies to prevent,
9 mitigate, and address national security threats in
10 biomedical research and development supported by
11 the Federal Government, including such threats as-
12 sociated with foreign talent programs, by countries
13 seeking to exploit United States technology and
14 other proprietary information as it relates to such
15 biomedical research and development;

16 (3) identify national security risks and potential
17 misuse of proprietary information, and identifiable,
18 sensitive information of biomedical research partici-
19 pants and other applicable risks, including with re-
20 spect to peer review, and make recommendations for
21 additional policies and procedures to protect such in-
22 formation;

23 (4) develop a framework to identify areas of
24 biomedical research and development supported by
25 the Federal Government that are emerging areas of

1 interest for state actors and would compromise na-
2 tional security if they were to be subjected to undue
3 foreign influence; and

4 (5) regularly review recommendations or poli-
5 cies developed under this section and make addi-
6 tional recommendations or updates, as appropriate.

7 (b) REPORT TO PRESIDENT AND TO CONGRESS.—

8 Not later than 1 year after the date of enactment of this
9 Act, the Secretary shall prepare and submit, in a manner
10 that does not compromise national security, to the Presi-
11 dent and the Committee on Health, Education, Labor, and
12 Pensions and the Select Committee on Intelligence of the
13 Senate, the Committee on Energy and Commerce and the
14 Permanent Select Committee on Intelligence of the House
15 of Representatives, and other congressional committees as
16 appropriate, a report on the findings and recommenda-
17 tions pursuant to subsection (a).

