

116TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend the Public Health Service Act to provide for treatment of certain respiratory protective devices as covered countermeasures for purposes of targeted liability protections for pandemic and epidemic products and security countermeasures, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mrs. FISCHER (for herself, Ms. SINEMA, Mr. HAWLEY, and Mr. SASSE) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Public Health Service Act to provide for treatment of certain respiratory protective devices as covered countermeasures for purposes of targeted liability protections for pandemic and epidemic products and security countermeasures, 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 “Health Care Workforce  
5 Protection Act of 2020”.

1 **SEC. 2. TREATMENT OF RESPIRATORY PROTECTIVE DE-**  
2 **VICES AS COVERED COUNTERMEASURES.**

3 Section 319F-3(i)(1) of the Public Health Service  
4 Act (42 U.S.C. 247d-6d(i)(1)) is amended—

5 (1) in subparagraph (B), by striking “or” at  
6 the end;

7 (2) in subparagraph (C), by striking the period  
8 at the end and inserting “; or”; and

9 (3) by adding at the end the following:

10 “(D) a respiratory protective device that is  
11 approved under part 84 of title 42, Code of  
12 Federal Regulations (or successor regula-  
13 tions).”.